THE

TWENTY-SEVENTH LEGISLATURE

STATE OF HAWAII

REGULAR SESSION OF 2013

JOURNAL OF THE HOUSE

FIRST DAY

Wednesday, January 16, 2013

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawaii, the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 10:06 o'clock a.m.

The Honorable Mark M. Nakashima, being the Representative who was elected from the First Representative District of the State of Hawaii, called the House to order at 10:06 o'clock a.m.

The Members of the House, guests and audience rose for the singing of the National Anthem followed by *Hawaii Pono'i*, which was led by Hawaii Air National Guard Master Sergeant Galen Ho. Thereafter the Pledge of Allegiance was led by Mr. Walt Kaneakua of Senator Inouye's staff, and Mr. Ralph Fujii of the 442nd Regimental Combat Team.

The invocation was then delivered by Reverend Richard Matsushita.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 1) was read by the Temporary Clerk and was disposed of as follows:

H.R. No. 1, entitled: "HOUSE RESOLUTION ELECTING THE TEMPORARY CHAIR OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 1 was adopted, with Representative Rhoads being excused.

Representative Nakashima then stated:

"Members of the House of Representatives of the Twenty-Seventh State Legislature, thank you. I am honored to serve as your Temporary Chair this morning. Thank you. Let us commence with the Order of the Day."

The Temporary Chair appointed Mr. Brian Takeshita as Temporary Clerk of the House of Representatives.

The Temporary Chair then called upon Representative Mizuno for the report of the Committee on Credentials.

SPECIAL COMMITTEE REPORTS

Representative Mizuno, for the Committee on Credentials, presented a report (Spec. Com. Rep. No. 1) as follows:

"Your Committee on Credentials begs leave to report that it has thoroughly considered the matter of the seating of the members elect of the House of Representatives of the Twenty-seventh Legislature of the State of Hawaii, Regular Session of 2013, and finds that, based on the certificates of election issued by the Office of Elections (attached), and the Message from the Executive Chambers issued by the Governor on January 15, 2013, relating to an appointment to fill the remaining term of Gilbert S.C. Keith Agaran in the Ninth District (attached), the members elect and the member appointed are duly qualified to sit as members of the House of Representatives as follows:

First District:	Mark M. Nakashima
Second District:	Clift Tsuji
Third District:	Richard H.K. Onishi
Fourth District:	Faye P. Hanohano
Fifth District:	Denny Coffman
Sixth District:	Nicole E. Lowen
Seventh District:	Cindy Evans
Eighth District:	Joseph M. Souki
Ninth District:	Justin H. Woodson
Tenth District:	Angus L.K. McKelvey
Eleventh District:	Kaniela Ing
Twelfth District:	Kyle T. Yamashita
Thirteenth District:	Mele Carroll
Fourteenth District:	Derek S.K. Kawakami
Fifteenth District:	James Kunane Tokioka
Sixteenth District:	Dee Morikawa
Seventeenth District:	Gene Ward
Eighteenth District:	Mark J. Hashem
Nineteenth District:	Bertrand Kobayashi
Twentieth District:	Calvin K.Y. Say
Twenty-First District:	Scott Y. Nishimoto
Twenty-Second District:	Tom Brower
Twenty-Third District:	Isaac W. Choy
Twenty-Fourth District:	Della Au Belatti
Twenty-Fifth District:	Sylvia Luke
Twenty-Sixth District:	Scott K. Saiki
Twenty-Seventh District:	Takashi Ohno
Twenty-Eighth District:	John M. Mizuno
Twenty-Ninth District:	Karl Rhoads

Thirtieth District:	Romy M. Cachola
Thirty-First District:	Aaron Ling Johanson
Thirty-Second District:	Linda Ichiyama
Thirty-Third District:	K. Mark Takai
Thirty-Fourth District:	Gregg Takayama
Thirty-Fifth District:	Roy M. Takumi
Thirty-Sixth District:	Beth Fukumoto
Thirty-Seventh District:	Ryan I. Yamane
Thirty-Eight District:	Henry J.C. Aquino
Thirty-Ninth District:	Ty J.K. Cullen
Fortieth District:	Bob McDermott
Forty-First District:	Rida T.R. Cabanilla
Forty-Second District:	Sharon E. Har
Forty-Third District:	Karen Awana
Forty-Fourth District:	Jo Jordan
Forty-Fifth District:	Lauren Kealohilani Cheape
Forty-Sixth District:	Marcus R. Oshiro
Forty-Seventh District:	Richard Lee Fale
Forty-Eighth District:	Jessica Wooley
Forty-Ninth District:	Ken Ito
Fiftieth District:	Cynthia Thielen
Fifty-First District:	Chris Lee"

The report was submitted by Representatives Mizuno, Johanson and Saiki, with the following Certificates of Election attached:

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Mark M. Nakashima
was on the sixth day of November, 2012, duly elected a
Representative for the First Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Clift Tsuji
was on the sixth day of November, 2012, duly elected a
Representative for the Second Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Richard H.K. Onishi
was on the sixth day of November, 2012, duly elected a
Representative for the Third Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Faye P. Hanohano
was on the sixth day of November, 2012, duly elected a
Representative for the Fourth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Denny Coffman

was on the sixth day of November, 2012, duly elected a
Representative for the Fifth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Joe Souki

was on the sixth day of November, 2012, duly elected a
Representative for the Eighth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

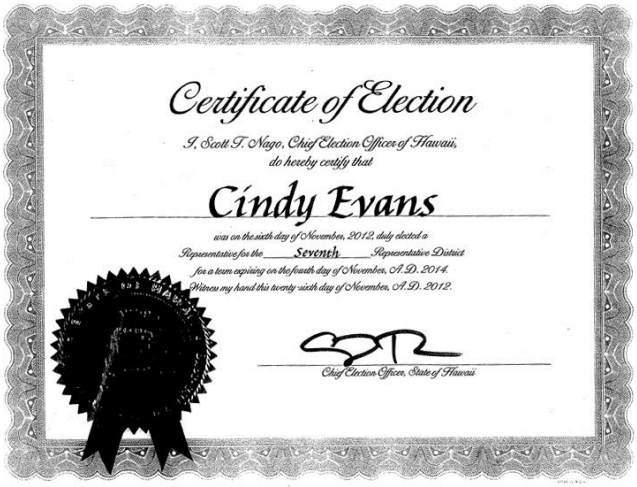
Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Nicole Lowen

was on the sixth day of November, 2012, duly elected a
Representative for the Sixth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii


Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Cindy Evans

was on the sixth day of November, 2012, duly elected a
Representative for the Seventh Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

[Note: Gilbert S.C. Keith-Agaran was elected to the House of Representatives, Ninth District, certified by the Office of Elections, later appointed to the Senate, effective January 7, 2013.]

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Gil S. Coloma Keith-Agaran

was on the sixth day of November, 2012, duly elected a
Representative for the Ninth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

January 10, 2013

The Honorable Donna Mercado Kim, Senate President Elect
and Members of the Senate
Twenty-Seventh State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

Dear Senate President Elect Kim and Members of the Senate,

As of January 7, 2013, I have appointed Gilbert Samuel Coloma Keith-Agaran to be and to serve as the Senator from the 5th Senate District until the election of the person duly elected to fill the vacancy left by Senator Tsutsui's succession to Lieutenant Governor at the 2014 general election.

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawai'i

cc: The Honorable Calvin K.Y. Say, House Speaker

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

January 15, 2013

The Honorable Calvin K.Y. Say, Speaker
Twenty-Seventh State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear Sirs and Mesdames,

As of January 15, 2013, I have appointed Justin Howard Woodson to fill the vacancy left by Representative Keith-Agaran's appointment to the Senate, and to be and serve as the Representative from the 9th District of the House of Representatives for the remainder of Representative Keith-Agaran's unexpired term.

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawai'i

cc: The Honorable Donna Mercado Kim, Senate President Elect

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Angus L. McKelvey

was on the sixth day of November, 2012, duly elected a
Representative for the Tenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Kaniela Ing

was on the sixth day of November, 2012, duly elected a
Representative for the Eleventh Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Kyle T. Yamashita

was on the sixth day of November, 2012, duly elected a
Representative for the Twelfth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

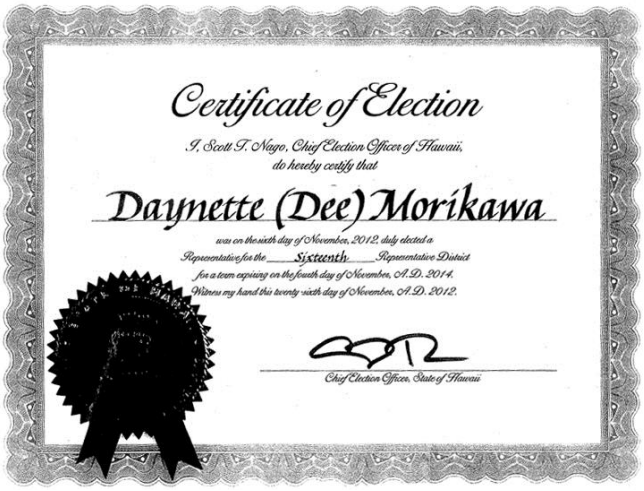
Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Mele Carroll

was on the sixth day of November, 2012, duly elected a
Representative for the Thirteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii


Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Daynette (Dee) Morikawa

was on the sixth day of November, 2012, duly elected a
Representative for the Sixteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Derek S.K. Kawakami

was on the sixth day of November, 2012, duly elected a
Representative for the Fourteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

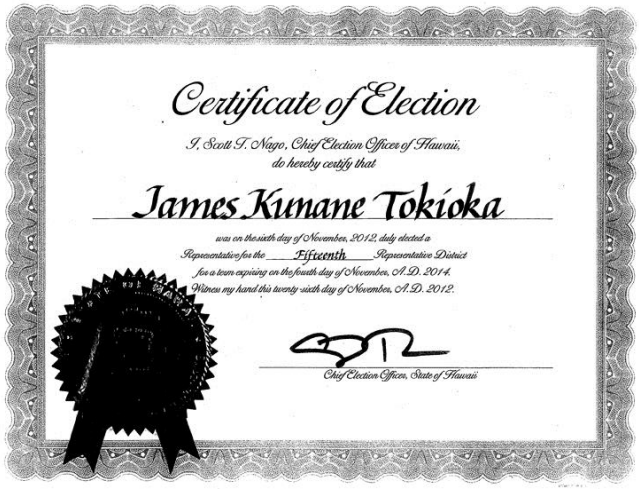
Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Gene Ward

was on the sixth day of November, 2012, duly elected a
Representative for the Seventeenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii


Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

James Kunane Tokioka

was on the sixth day of November, 2012, duly elected a
Representative for the Fifteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

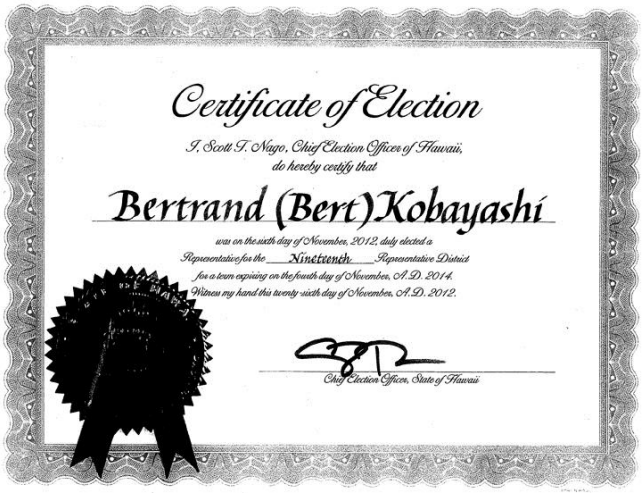
Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Mark Jun Hashem

was on the sixth day of November, 2012, duly elected a
Representative for the Eighteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

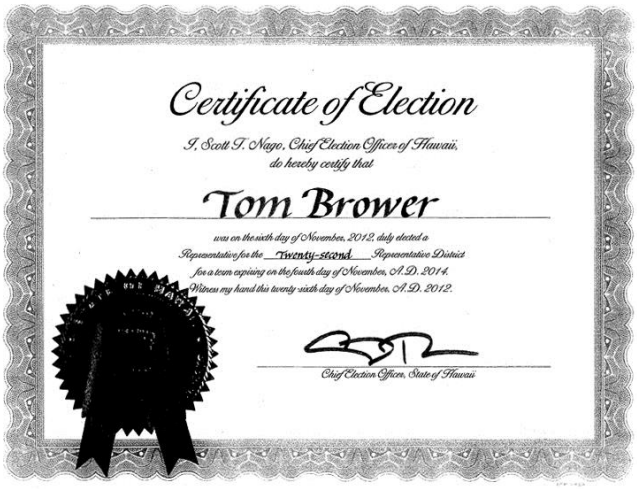

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Bertrand (Bert) Kobayashi

was on the sixth day of November, 2012, duly elected a
Representative for the Nineteenth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii


Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Tom Brower

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-second Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Calvin K. Y. Say

was on the sixth day of November, 2012, duly elected a
Representative for the Twentieth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

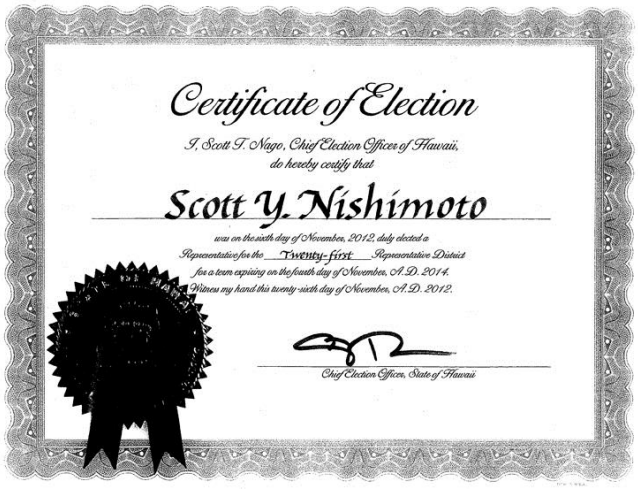
Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Isaac W. Choy

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-third Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii


Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Scott Y. Nishimoto

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-first Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Della Au Belatti

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-fourth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Sylvia Luke

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-fifth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

John M. Mizuno

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-eighth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Scott K. Saiki

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-sixth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Karl Rhoads

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-ninth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Takashi Ohno

was on the sixth day of November, 2012, duly elected a
Representative for the Twenty-seventh Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Romy M. Cachola

was on the sixth day of November, 2012, duly elected a
Representative for the Thirtieth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Aaron Ling Johanson

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-first Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Gregg Takayama

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-fourth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Linda E. Ichiyama

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-second Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Roy M. Takumi

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-fifth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

K. Mark Takai

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-third Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Beth Fukumoto

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-sixth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Ryan I. Yamane

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-seventh Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Bob McDermott

was on the sixth day of November, 2012, duly elected a
Representative for the Fortieth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Henry J. C. Aquino

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-eighth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Rida T.R. Cabanilla Arakawa

was on the sixth day of November, 2012, duly elected a
Representative for the Forty-first Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Ty J.K. Cullen

was on the sixth day of November, 2012, duly elected a
Representative for the Thirty-ninth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that

Sharon E. Har

was on the sixth day of November, 2012, duly elected a
Representative for the Forty-second Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Karen Leinani Awana
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-third Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Marcus R. Oshiro
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-sixth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Jo Jordan
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-fourth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Richard Fale
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-seventh Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Lauren Kealohilani Cheape
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-fifth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election
I, Scott T. Nago, Chief Election Officer of Hawaii,
do hereby certify that
Jessica Wooley
was on the sixth day of November, 2012, duly elected a
Representative for the Forty-eighth Representative District
for a term expiring on the fourth day of November, A.D. 2014.
Witness my hand this twenty-sixth day of November, A.D. 2012.
Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii, do hereby certify that

Ken Ito

was on the sixth day of November, 2012, duly elected a Representative for the Forty-ninth Representative District for a term expiring on the fourth day of November, A.D. 2014. Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii, do hereby certify that

Cynthia Thielen

was on the sixth day of November, 2012, duly elected a Representative for the Fiftieth Representative District for a term expiring on the fourth day of November, A.D. 2014. Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

Certificate of Election

I, Scott T. Nago, Chief Election Officer of Hawaii, do hereby certify that

Chris Lee

was on the sixth day of November, 2012, duly elected a Representative for the Fifty-first Representative District for a term expiring on the fourth day of November, A.D. 2014. Witness my hand this twenty-sixth day of November, A.D. 2012.

Chief Election Officer, State of Hawaii

On motion by Representative Mizuno, seconded by Representative Johanson and carried, the report of the Committee was adopted, with Representative Rhoads being excused.

The Temporary Chair directed the Temporary Clerk to call the Roll, which being done disclosed that the following Members were present: Representatives Henry J.C. Aquino, Karen Awana, Della Au Belatti, Tom Brower, Rida T.R. Cabanilla, Romy M. Cachola, Mele Carroll, Lauren Kealohilani Cheape, Isaac W. Choy, Denny Coffman, Ty J.K. Cullen, Cindy Evans, Richard Lee Fale, Beth Fukumoto, Faye P. Hanohano, Sharon E. Har, Mark J. Hashem, Linda Ichiyama, Kaniela Ing, Ken Ito, Aaron Ling Johanson, Jo Jordan, Derek S.K. Kawakami, Bertrand Kobayashi, Chris Lee, Nicole E. Lowen, Sylvia Luke, Bob McDermott, Angus L.K. McKelvey, John M. Mizuno, Dee Morikawa, Mark M. Nakashima, Scott Y. Nishimoto, Takashi Ohno, Richard H.K. Onishi, Marcus R. Oshiro, Scott K. Saiki, Calvin K.Y. Say, Joseph M. Souki, K. Mark Takai, Gregg Takayama, Roy M. Takumi, Cynthia Thielen, James Kunane Tokioka, Clift Tsuji, Gene Ward, Justin H. Woodson, Jessica Wooley, Ryan I. Yamane, Kyle T. Yamashita, a total of fifty.

At 10:20 o'clock a.m., the Temporary Chair declared a recess, subject to the call of the Chair.

At this time, the Members of the House, their guests and audience were entertained by the McKinley High School JROTC Drill team, and the McKinley High School Chorus, directed by Ms. Natasha Taketa.

The House of Representatives reconvened at 10:39 o'clock a.m.

The Temporary Chair then appointed the Sergeant-at-Arms to escort the Honorable Mark E. Recktenwald, Chief Justice of the State of Hawaii, to the rostrum and requested that he administer the Oath of Office to the Members of the House.

OATH OF OFFICE

The Honorable Mark E. Recktenwald, Chief Justice of the State of Hawaii, called upon the Members of the House of Representatives who had been elected to serve in the Twenty-Seventh Legislature of the State of Hawaii to rise, and the Oath of Office was administered in accordance with the provisions of the Constitution of the State of Hawaii, to the following Members of the House:

FIRST DISTRICT:
Mark M. Nakashima

SECOND DISTRICT:
Clift Tsuji

THIRD DISTRICT:
Richard H.K. Onishi

FOURTH DISTRICT:
Faye P. Hanohano

FIFTH DISTRICT:
Denny Coffman

SIXTH DISTRICT:
Nicole E. Lowen

SEVENTH DISTRICT:
Cindy Evans

EIGHTH DISTRICT:
Joseph M. Souki

NINTH DISTRICT:
Justin H. Woodson

TENTH DISTRICT:
Angus L.K. McKelvey

ELEVENTH DISTRICT:
Kaniela Ing

TWELFTH DISTRICT:
Kyle T. Yamashita

THIRTEENTH DISTRICT:
Mele Carroll

FOURTEENTH DISTRICT:
Derek S.K. Kawakami

FIFTEENTH DISTRICT:
James Kunane Tokioka

SIXTEENTH DISTRICT:
Dee Morikawa

SEVENTEENTH DISTRICT:
Gene Ward

EIGHTEENTH DISTRICT:
Mark J. Hashem

NINETEENTH DISTRICT:
Bertrand Kobayashi

TWENTIETH DISTRICT:
Calvin K.Y. Say

TWENTY-FIRST DISTRICT:
Scott Y. Nishimoto

TWENTY-SECOND DISTRICT:
Tom Brower

TWENTY-THIRD DISTRICT:
Isaac W. Choy

TWENTY-FOURTH DISTRICT:
Della Au Belatti

TWENTY-FIFTH DISTRICT:
Sylvia Luke

TWENTY-SIXTH DISTRICT:
Scott K. Saiki

TWENTY-SEVENTH DISTRICT:
Takashi Ohno

TWENTY-EIGHTH DISTRICT:
John M. Mizuno

THIRTIETH DISTRICT:
Romy M. Cachola

THIRTY-FIRST DISTRICT:
Aaron Ling Johanson

THIRTY-SECOND DISTRICT:
Linda Ichiyama

THIRTY-THIRD DISTRICT:
K. Mark Takai

THIRTY-FOURTH DISTRICT:
Gregg Takayama

THIRTY-FIFTH DISTRICT:
Roy M. Takumi

THIRTY-SIXTH DISTRICT:
Beth Fukumoto

THIRTY-SEVENTH DISTRICT:
Ryan I. Yamane

THIRTY-EIGHTH DISTRICT:
Henry J.C. Aquino

THIRTY-NINTH DISTRICT:
Ty J.K. Cullen

FORTIETH DISTRICT:
Bob McDermott

FORTY-FIRST DISTRICT:
Rida T.R. Cabanilla

FORTY-SECOND DISTRICT:
Sharon E. Har

FORTY-THIRD DISTRICT:
Karen Awana

FORTY-FOURTH DISTRICT:
Jo Jordan

FORTY-FIFTH DISTRICT:
Lauren Kealohilani Cheape

FORTY-SIXTH DISTRICT:
Marcus R. Oshiro

FORTY-SEVENTH DISTRICT:
Richard Lee Fale

FORTY-EIGHTH DISTRICT:
Jessica Wooley

FORTY-NINTH DISTRICT:
Ken Ito

FIFTIETH DISTRICT:
Cynthia Thielen

FIFTY-FIRST DISTRICT:
Chris Lee

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 2 and 3) were read by the Temporary Clerk and were disposed of as follows:

H.R. No. 2, entitled: "HOUSE RESOLUTION ELECTING THE SPEAKER AND VICE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

Representative Saiki moved that H.R. No. 2 be adopted, seconded by Representative Johanson.

At this time, Representative Say offered Floor Amendment No. 1, amending H.R. No. 2, as follows:

"SECTION 1. House Resolution No. 2 (ELECTING THE SPEAKER AND VICE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE) is amended to read as follows:

"BE IT RESOLVED by the House of Representatives of the Twenty-seventh Legislature of the State of Hawaii, Regular Session of 2013, that the Honorable MARCUS R. OSHIRO, Representative from the FORTY-

SIXTH DISTRICT, and the Honorable JOHN M. MIZUNO, Representative from the TWENTY-EIGHTH DISTRICT, be elected as Speaker and Vice Speaker, respectively, of the House of Representatives of the Twenty-seventh Legislature of the State of Hawaii.""

Representative Say moved that Floor Amendment No. 1 be adopted, seconded by Representative Ito.

Representative Say rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I have some written comments in strong support of this particular Floor Amendment and I will not read it in respect to the Members of the House and the audience who are here for our ceremony.

"But I would like to state for the record that there are 17 other Members who would like to submit written comments in strong support of this particular Floor Amendment and with the indulgence of the Members of the House and the audience, these are the names that will be given the opportunity, with your approval, Mr. Speaker.

"Representative Marcus Oshiro, Representative Henry Aquino, Representative Rida Cabanilla, Representative Isaac Choy, Representative Ty Cullen, Representative Sharon Har, Representative Mark Hashem, Representative Denny Coffman, Representative Derek Kawakami, Representative Linda Ichiyama, Representative Ken Ito, Representative Jo Jordan, Representative Gregg Takayama, Representative Jimmy Tokioka, Representative Clift Tsuji, Representative Ryan Yamane and Representative Kyle Yamashita.

"Will they be able to submit written commitments in support of the resolution? Because this particular resolution or Floor Amendment will be a voice vote at this point in time, so their names will be recognized in the House Journal. Will that be permitted?"

The Temporary Chair then stated:

"Thank you. At this time, the Chair will allow any Members who wish to insert written comments to do so by 4:30 p.m. on Friday."

Representative Say continued to speak in support of the proposed Floor Amendment, stating:

"Thank you very much. So, I'm in strong support of the Floor Amendment at this point in time, with written comments."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in support of the Floor Amendment to House Resolution No. 2.

"I support Marcus Oshiro for Speaker of the House of Representatives. He is qualified because of his education, experience and dedication to the State of Hawaii. He is an attorney who has worked in the public and private sectors. He has served in the House for 18 years. During those years, he has served as the Vice Speaker, Majority Leader, Majority Floor Leader, Finance Committee Chair and Labor Committee Chair. This varied experience gives him a complete understanding and appreciation of the policy, procedural, administrative, political, and human issues involved in generating good legislation in the House for the people of Hawaii.

"President Obama now uses the words 'responsible' and 'balanced' in reference to the necessary solution to the U.S. government budget crisis.

"Being 'responsible' and 'balanced' is nothing new to Marcus. Those were his guiding principles in guiding the House and Legislature through the budgetary, fiscal and economic problems during the Great Recession.

"I urge everyone to support Marcus. Thank you."

Representative Kawakami's written remarks in support of the proposed Floor Amendment are as follows:

"Mr. Speaker, I rise in strong support for the amendment offered to House Resolution 2. Mr. Speaker, Chair Oshiro has been a great friend, mentor, guidance counselor at times, and most importantly, a great leader. He has managed to guide us through some of the most challenging economic times the state, the nation, and the world has seen since the Great Depression. He has shown us that the right choices are often not popular and because of this fact, tremendous bravery is required. Chair Oshiro has displayed such bravery, oftentimes taking the hit in order to protect his colleagues.

"As the Chair of the Finance Committee on which I have had the honor to serve with him, Chair Oshiro displayed what I call 'Wahiawa work ethic,' the work ethic characteristic of old plantation towns, of those that toiled the pineapple fields with the intent and determination to make sacrifices today, to benefit those that come tomorrow. Chair Oshiro truly displays this same work ethic and intent that those who came before us had. The grit, toughness, conviction to truly stand up for what is right, yet he has the compassion to be fair and the ability to listen to other people and hear their concerns. He truly led by example, showing up before everyone and always he was last to leave.

"He has tremendous patience with his colleagues. I liken him to the kid at the beach standing with his friends at the edge of a cliff staring down at the sea, wrapping his arms around his friends and asking them, 'Let's see who can hold their breath the longest' as they plunge themselves into the ocean. Slowly by slowly, one by one, we run out of breath swimming to the surface, gasping for air, but there he sits, patiently, outlasting everyone. To those on the outside, this metaphor may not make sense, but for those who have served with him recently, they will understand. Mr. Speaker, it is an honor to stand side by side with Chair Oshiro to support him as our candidate for Speaker of the House. *Mahalo nui loa*."

Representative Jordan's written remarks in support of the proposed Floor Amendment are as follows:

"I stand in strong support of HR 2, FA 1 (Floor Amendment), Electing the Speaker and Vice Speaker for the House of Representatives of the Twenty-Seventh Legislature, as presented by Representative Calvin Say of the 20th District.

"Over the past two years I have worked with, learned from and come to understand the commitment that the good Representative of Wahiawa, Whitmore Village and Launani Valley brings to this body. With his many years as a Representative in this House, having held multiple positions within this organization, including under the leadership of both former Speakers Calvin Say and Joe Souki, and representing our state and Legislative Body on a national level with the Council of State Governments - *WEST*. I believe he holds the best knowledge, talent, compassion and courage to guide the House of Representatives forward into a new era.

"To paraphrase Martin Luther King, Jr., 'the true measure of a person is not how the person behaves in moments of comfort and convenience, but how the person stands at times of controversy and challenges.' This truly describes Representative Marcus Oshiro, to have personal and political courage, to simply do what is right, what is in the best interest of the majority party and the greater good for the majority body and the State of Hawaii. I have been a witness to the true character of this great Representative, especially during the last six weeks of this leadership organization process.

"So with this in mind, I will vote with courage, vote with conviction, and vote for the common good in strong support of this measure."

At 10:44 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:46 o'clock a.m.

The motion that Floor Amendment No. 1, amending H.R. No. 2, entitled: "HOUSE RESOLUTION ELECTING THE SPEAKER AND VICE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE

TWENTY-SEVENTH LEGISLATURE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Rhoads being excused.

(Main Motion)

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

At 10:47 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:49 o'clock a.m.

At this time, the Temporary Chair stated:

"Members, for clarification, we are back on the Main Motion, House Resolution Number 2. At this time, the Chair will allow any Members wishing to insert written comments on House Resolution Number 2, to do so by 4:30 p.m. on Friday."

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

Representative Coffman's written remarks are as follows:

"I am voting nay for this resolution appointing Rep. Joe Souki as our House Speaker. Selecting the Speaker of the House is a privilege of the majority party. It should be decided in caucus with all of the members of the majority party. Rep. Souki chose not to discuss the matter with all of his fellow Democrats until after his actions had been finalized. Instead of working with his fellow Democrats, he chose to gain a majority vote by making an organizational agreement with the minority party; an action that I believe weakens the majority party and will hurt the legislative process. His action to gain the Speakership does not reflect the attributes that I believe are necessary to be Speaker of the House of Representatives."

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

Representative Jordan's written remarks are as follows:

"I stand in strong opposition to HR 2, Electing the Speaker and Vice Speaker for the House of Representatives of the Twenty-Seventh Legislature. We are present today for a test of true courage and will, with the vote on this measure before us. My opposition to HR 2 is the test of my strength with my commitment to the majority of this body, the Democratic Party, its constitution and bylaws. *A wise man* once said: 'Be thankful for each new challenge because it will build your strength and character.' Solving challenges requires 'confidence' in oneself and each other. But first we must have 'confidence' in our ability to build upon a foundation in our commitment to our majority party, the Democratic Party of which I boast membership and loyalty to.

"I appreciate the tremendous uncertainty and pressure we are under and know how hard it is to maintain one's public and private composure. But what we need is the courage to stick to the constitution of our Democratic Party, because as time fades we will only be remembered for very few things, such as if you can speak to the people's hope and then get the legislative work done, bottom-line, the job done. To do that you will need to seek out the humble, the thoughtful, and above all the doers, the people in this Body who want to get work done and are not afraid to take a risk, true allies. Never be afraid to take a risk, your constituents have put their faith in you.

"Just short of two years ago on January 20th, 2011 I first walked onto this Floor as a new appointee. My breath taken away by the sense of responsibility, honor and duty to the institution and the people we serve. I pledged on that day that I would execute my duties and responsibilities with fairness consistent with the Hawaii State Constitution and the State Statues. I continued that same mindset thru this past election cycle and was affirmed by the majority vote to continue my work. Putting my faith in that vote before you today.

"Mr. Chair, my hope upon being elected was that the leadership of this House would be based on the principles of compromise, fairness and respect. Instead I am disturbed by a culture where the politics of retribution and punishment are the practice and protecting our elected positions and public image is more important than the public good.

"One of the main considerations I took into my decision making on this important vote in opposition of this resolution is the Speaker's decision to garner the necessary votes required to serve as Speaker from the seven members of the minority party along with the promise of three Vice-Chairmanships and capital improvement project money for their districts over majority members.

"To add insult, the Speaker boldly announced that this leadership organization was complete with the vote of the minority members to the press on November 21st, a little more than two weeks after the General Election that brought in newly elected Representatives, and before even extending the courtesy of holding a caucus meeting with members of the majority party. He then remained steadfast in those commitments thru last week's first Majority Members' Caucus and till today on this Floor. All this was not based on the principles of compromise, fairness and respect. Especially going against the principles of our majority Democratic Party values, this is not how you bring unity to the Majority Caucus.

"As this Speaker has done, I too will remain steadfast in my commitment to my Democratic values of this majority, and stand in opposition to this measure."

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

The Temporary Chair then stated:

"Members, if you are rising to submit written comments, the Chair has already provided that written comments can be made up to 4:30 p.m. on Friday."

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

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

Representative Tokioka's written remarks are as follows:

"*Mahalo* Mr. Speaker, for allowing me to submit written comments with strong reservations to House Resolution 2, establishing the Speaker of the House.

"Please refer to my written comments submitted on behalf of House Resolution 4. Those comments share my concerns with House Resolution 2.

"*Mahalo* again for allowing me to submit written comments with strong reservations."

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

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

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

"Mr. Speaker, in strong support, with written comments."

Representative Brower's written remarks are as follows:

"All House Members had an opportunity to play a role and make a choice on the organization of the House.

"Everyone made a decision and we have the results on Opening Day. Everyone should feel responsible for their choices and be positive about the future of the legislative session this year.

"I'm optimistic that everyone will act sensibly."

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

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

"Thank you, Mr. Chair. I rise in opposition. Thank you, Mr. Chairman. Mr. Chairman, before I get started, first of all may I request permission to enter additional written comments into the Journal? Thank you. In addition, Mr. Chairman, there was an article published this morning in the *Star Advertiser* authored by Derrick DePledge, I would also request that that article be entered into the House Journal as I believe that some quotes in that article should be memorialized on this historical day. Thank you, Mr. Speaker.

"First and foremost before I begin, Mr. Chairman and to the Members, particularly the freshman members, Representatives Cachola, Cheape, Fale, Fukumoto, Ing, Kobayashi, Lowen, McDermott, Ohno, Onishi, and Takayama. From the bottom of my heart with all of my sincerity, with every breath that I breathe, I apologize for having to do this right now. Unfortunately however Members, your newly elected Speaker has left us with no other choice but to speak now.

"And I am inspired by the words of a colleague who made a speech six years ago. And I quote, 'Mr. Chair, my place on this Floor is here and I refuse to be intimidated from using my voice and exercising my right to vote.' Accordingly, Mr. Speaker, I feel compelled to speak. And so I will do it very quickly, as you all know I speak very quickly.

"But that being said, over the past few months, we as politicians are able to rationalize everything that we do. In every vote that we take and every decision that we make, we sit there and we justify everything that we do. We feel that there is a reason to do it, whether it's in the name of our constituents, whether it's the name of our positions. We do things because we feel compelled that it's the right thing to do.

"Mr. Chairman, the crux though, in my opinion, of this House Resolution, the underlying crux deals with themes of revenge, vindication, retribution, punishment. These are not themes I feel that we as politicians, as leaders of our respective communities, should be facilitating. And accordingly, Mr. Speaker, I would ask that the Members of this Body reconsider the decision of House Resolution Number 2.

"I believe that as we move forward, we do not want to expound these principles of revenge, retribution, vengeance. These are not good principles. And if you even look at the seating chart right now, Mr. Chairman, some would argue that the placement of Speaker Say, where he is sitting, falls right into those principles. I, as a Member of this Body, will not condone that. As a Christian, I cannot condone that.

"And therefore, Mr. Speaker, there are other Members, and I don't profess to be speaking on behalf of my colleagues, but I do know there are Members of this Body who were afraid to speak. And therefore, Mr. Chairman, I speak on behalf of those who feel they cannot speak today. Members, again, to the members of this audience, I apologize, and again to the freshman I apologize on behalf of your new Speaker, as well as myself for having to make these comments, but quite frankly we were given no choice but to have our voices heard now and so for that we can proceed and I pray that these comments moving forward, these resonating thoughts of revenge, retribution, vengeance, vindictiveness and punitivity, do not proceed as we move forward in this session. Thank you."

Representative Har's written remarks are as follows:

"Mr. Chairman: I rise in opposition to House Resolution 2.

"Before I begin, I would like to request that I receive permission to enter additional written comments into the Journal along with a copy of the *Star Advertiser* article dated January 16, 2013, authored by Derrick DePledge.

"First and foremost Mr. Chairman, to our freshmen Representatives:

"Representatives: Cachola, Cheape, Fale, Fukumoto, Ing, Kobayashi, Lowen, McDermott, Ohno, Onishi and Takayama: from the bottom of my heart and with all of my being, I apologize to you and your families for having to make this speech at this time. Unfortunately however, your newly elected Speaker left us with no other choice.

"When asked to postpone the vote on this resolution in order to give Members an opportunity to express our concerns and in a manner that would not abate from the ceremonies, he outright refused to do so. So on behalf of your newly elected Speaker and myself, I apologize for having to make this speech now. But in that same vein, I am inspired by the words of one of my colleagues who spoke six years ago in opposition to a similar resolution and I quote, 'Mr. Chair, my place is on this Floor and I refuse to be intimidated from using my voice and exercising my right to vote.'

"Mr. Chair, as Members of this Body, we find ways to justify all of the positions we take. Whether it's in the name of doing it for our constituents or doing it in the name of what we believe is right – we, as politicians, take votes and make the decisions we make because we can rationalize and justify our actions.

"But the reason I am in opposition is because the underlying crux of this resolution is based on revenge, vindication, retribution and punishment. As politicians and leaders of this community, these are not principles we should condone nor perpetuate.

"One might argue that the seating of Speaker Say in the Chamber is being done under thoughts of revenge, retribution, vengeance and punishment.

"And Mr. Chair, I don't profess to speak on behalf of my colleagues but I can tell you this, I do know that many of my colleagues did want to speak in opposition to this resolution but for fear of retribution, refused to speak up.

"As revenge, vengeance, retribution are not ideas I can condone as a Member of this Body, or as a Christian, I must do what I think is right. As a colleague just wrote to me this morning, 'what's right is right, even if nobody is doing it, and what's wrong is wrong, even if everyone is doing it.' Accordingly, Mr. Chair, I must do what is right and respectfully vote no.

"Thank you."

Representative Har also submitted the following *Honolulu Star-Advertiser* article:

Dissidents reign as session opens
Members of a House faction, long on the outs, seize control
By Derrick DePledge
POSTED: 01:30 a.m. HST, Jan 16, 2013

For the cadre of state House Democrats whose opposition to Speaker Calvin Say long left them on the political margins, their exile ends today.

When the new session of the Legislature opens, veteran Rep. Joseph Souki will take the gavel from Say on the strength of a dissident faction that has sought to remove Say for the past eight years.

The internal feud unfolded mostly away from public view and was stoked by personalities as much as principle. Several of the dissidents have cloaked the struggle as a victory for progressive change, but their partnership with Souki – who as speaker in the 1990s ran the House just as rigidly as Say – and their alliance with minority Republicans suggest more of a pragmatic compromise.

"The House is the training ground for future political leaders of our state, and I felt like it was important for the House to reflect generational changes," said Rep. Scott Saiki (D, Downtown-Kakaako-McCully), a leading dissident who will be Souki's majority leader. "And we weren't giving all of the members the opportunity to advance in that way."

The leadership dispute is an example of how alliances within a chamber dominated by one political party can form and change over time. Saiki and Rep. Sylvia Luke (D, Punchbowl-Pauoa-Nuuanu), a leading dissident who will become chairwoman of the powerful House Finance Committee, were among the Democrats who had turned to Say to help oust Souki as speaker after the 1998 elections.

Luke was a vice speaker under Say, and Saiki was Say's majority leader, until their relationships disintegrated in part about how long Say planned to remain in charge of the House. According to lawmakers familiar with what happened, Saiki and Luke thought Say would lead the House for six years, but when it became obvious that Say did not plan to step aside, challenges to his rule surfaced when Democrats would organize to choose their leadership and committee assignments after every election cycle.

Dissidents complained that the more conservative Say did not involve enough lawmakers in public policy decisions or provide adequate opportunities for younger lawmakers to develop.

But many credit Say's tactical discipline and institutional knowledge – he has been in the House since 1976 – for often giving the House the edge over the Senate in private negotiations on legislation. Others also believe Say, a small businessman, held firm against broad-based tax increases when the state was scrambling for new revenue during the recession.

When the leadership dispute did go public, it was often unpleasant.

After the 2006 elections, Say's allies stripped Rep. Dwight Takamine of his chairmanship of the Finance Committee after he was slow to commit to Say. Dissidents said that Takamine was asked to mediate by U.S. Sen. Daniel Inouye and was never part of their faction, but some of Say's allies insisted that "there needed to be heads on stakes" as a warning. Inouye wrote Takamine a letter of apology, explaining that his request had made the situation worse, "with more, not less blood, on the floor."

Takamine, out of power in the House, ran for and was elected to the state Senate and was eventually chosen by Gov. Neil Abercrombie as director of the state Department of Labor and Industrial Relations.

On opening day of the 2007 session, Saiki, Luke and newly elected Rep. Della Au Belatti (D, Moiliili-Makiki-Tantalus) spoke against the resolution electing Say as speaker. While colleagues were not surprised that Saiki and Luke would publicly object, Belatti's comments were seen as particularly intemperate, the equivalent of insulting the boss on the first day of work.

"It has been whispered about me that I should learn to act like a freshman, that I should know my place," Belatti said that day in the House chamber after apologizing to the guests attending what is traditionally a day of ceremony and celebration. "Mister Chair, my place is on this floor, and I refuse to be intimidated from using my voice and exercising my right to vote."

Say was re-elected speaker that year by a 48-3 vote, with only Saiki, Luke and Belatti in dissent.

Several other lawmakers – like Belatti – have spent their entire time in the House in exile, frozen out of key policy decisions. Rep. Chris Lee (D, Kailua-Lanikai-Waimanalo) sided with the dissidents after he was elected in 2008.

"When I came in, I felt there were a group of folks who were pushing, to me, the same goals that I had, which was generally a better government to address some of our hardest issues, even it means difficult political consequences. To have those discussions," he said. "With them I saw eye to eye, and support that kind of change."

Lee, who will become the Chairman of the Energy & Environmental Protection Committee under Souki, said he does not regret his choice.

"I wasn't going to let any sort of political wrangling or anything like that get in the way of my broader goal in the long term, which is pretty significant change for the state. And I think this is an important step in that direction," he said.

Two years ago, when dissidents took the leadership fight to opening day, several criticized Say for his willingness to use Republican votes to hold power if necessary. House Republicans supported Say, citing his opposition to a general excise tax increase, and were quietly promised greater staff equity and an extra seat on the Finance Committee by Say's allies.

Saiki predicted at the time that some Democrats would break from Say if he had to organize with Republicans to keep control. "It will be difficult to govern with a bipartisan organization," he cautioned.

This year the Republicans backed Souki and dissidents in return for three committee vice chairmanships, including the Finance Committee, giving Souki the leverage he needed to remove Say after his record 14 years in control. Souki, however, now has a majority with Democrats alone after Abercrombie appointed Justin Woodson on Tuesday to fill a vacant Maui House seat.

Saiki said Republicans have newer, younger members in their caucus who share some common ground with Democrats. "I think that there's common ground between the Democrats and Republicans on some issues, such as environmental issues," he said. "I think that we can work together to advance some good policy."

On Tuesday, Souki and Say finally swapped offices, with Souki moving into the spacious speaker's corner suite on the fourth floor of the state Capitol and Say slipping into Souki's old office two doors down the hall. Say (D, Palolo-St. Louis Heights-Kaimuki) plans to offer an amendment today to the resolution electing Souki as speaker, giving his loyalists the chance to vote on the record for his chosen successor, Rep. Marcus Oshiro, as speaker.

The resolution on committee assignments, which includes the three Republican vice chairmanships, could also show the divisions that remain among Democrats.

"I'm at peace with myself," Say said Tuesday, adding that he had no hard feelings against the dissidents. "It's been a great 14 years. Who would have thought I would be here for 14 years?"

At 10:55 o'clock a.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:56 o'clock a.m.

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

"Mr. Chair, I rise in support of House Resolution Number 2. And I just wanted to start off by saying that as a Member who was previously assigned to the seat where the Speaker Emeritus is sitting, I have to say that it's not really an act of vengeance or retribution, because it's actually the best seat in the Chamber.

"I support House Resolution Number 2, which proposes to elect Representative Souki and Representative Mizuno as the Speaker and Vice Speaker respectively of the House of Representatives. This resolution represents change. And I know that change is sometimes difficult to contend with. I would submit however that in this context, change is positive. Because with the new Speakership, we will usher in a new generation with new perspectives.

"And in light of our honor of Senator Inouye this morning, I wanted to use a quote from him about change. And this is what he said. 'Change and challenge should not deter us now. We have long been a party of change and challenge. The need for new ideas and improved institutions should not deter us now. We have long been a party of new ideas.' Again, Mr. Speaker, I support House Resolution Number 2."

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

Representative Oshiro's written remarks are as follows:

"**I Support Genuine and Authentic Bipartisanship**

"First, let me set the record straight.

"Let there be no doubt that I support genuine and authentic bipartisanship and the practice of working across the political aisle on common policy grounds. I believe my 18 year record in the House clearly demonstrates my willingness and more importantly, my ability to work and gain bipartisan agreement and joint accomplishments in many areas.

"For instance, I did so in winning support for and passage of a measure to enact Hawaii's Family Leave Act, fight crime, set long term renewable energy policies, reform education, protect our vulnerable seniors and youngsters, as well as support the preservation of lands of important agricultural and cultural value in my immediate neighborhood. It is not unusual, in this House, to have a seventy-five or eighty percent or higher affirmative vote on the hundreds of measure. I believe the House Journals substantiates this fact.

"Even in my two stints as the Democratic Caucus Majority Leader (2000-2002 and 2004-2006), there have been many occasions of bipartisan agreement and support. And, these instances, were done whether the Republican Caucus was comprised of seven (7) or seventeen (17) members. And, under both a Republican and Democrat Governor. I also most recently served over several years as the Incoming Chair, and immediate past Chair of the Council of State Governments-*WEST* (*CSG-WEST*), leading and working with Democrats and Republicans from Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming, as well as the Pacific Islands of American Samoa, the Commonwealth of Northern Mariana Islands, and Guam. And I currently serve on the Council of State Government's Legal Task Force comprised of members from both 'red' and 'blue' states.

"More recently, I share credit with other members of the Republican Caucus in all six (6) balanced-budget measures approved over my 6-year tenure as the House Finance Chair. Certainly, the Executive Biennial Budget and working with the Republican Governor Linda Lingle is testament to my appreciation of true and honest bipartisanship.

"In 2012, all Republicans voted in support of the Supplemental Budget Act -- an achievement I take great pride in. That is true and honest bipartisanship on a major piece of legislation that requires compromise and reconciliation. In my humble opinion, I believe that many of my current and former Republican colleagues, would concur with my assessment. So, clearly, let there be no doubt that I have and I know how to work in a bipartisan manner for the common good. As our most beloved and respected Governor Burns would say, 'Let the record speak for itself.' Yes, Mr. Speaker, let the record speak for itself.

"**The 'Buying and Selling' of the Speaker**

"Mr. Speaker, this coalition with seven (7) Republicans is not genuine and authentic bipartisanship. It is nothing to boast about. Nothing to brag about. Nothing for the *Star Advertiser* Editors to laud over. And, nothing to praise or applaud. To the contrary, giving the three (3) Republican members three (3) Vice Chair positions in exchange for their three (3) votes is a clear example of 'quid pro quo' or 'this, for that'. It is the epitome of 'buying votes' but instead of silver or gold, precious emeralds or rubies, trinkets or beads, the currency for this transaction is the priceless and rare committee leadership positions and rank in the Hawaii State House of Representatives' hierarchy.

"In other words, metaphorically speaking of course, instead of you 'buying' each of their individual votes, for let's say, $2,000, or $4,000, or $6,000, the three (3) Republicans, 'sold' their individual votes on House Resolution No. 4, to 'buy' the Vice Chair positions on the Environment and Energy, Economic Development, and Finance Committees. In my humble opinion, again metaphorically speaking, my colleagues from Wailuku and Kalihi got a 'steal' or bargain when you consider there is only one (1) Committee Vice Chair for all 51 members.

"This grand bargain is even more egregious when you consider that the seven (7) Republicans comprise about one-sixth (6th) of the entire Body or that the ratio of Republicans to Democrats is one (1) to seven (7). Obviously, someone got the better end of the deal but it is certainly not the members of our own caucus.

"The House Democrats, all 44 of them, got shortchanged. The Freshman Democrats should be especially aggrieved. For according to custom and practice, these three (3) Vice Chair assignments were theirs for asking. And, never before in the history of the House of Representatives has a 'sophomore' Republican member -- without any prior service on the Finance Committee -- been given the Vice Chair authority and responsibility for that important body.

"Furthermore, and to add insult to injury is, again metaphorically speaking, 'buying' the four (4) Freshman Republican votes, is a 'steal' at $50,000 for each of the votes or $200,000 in General Obligation Bond ('G.O.') Funds. I liken it to using a credit card for the purchase of services. But, here it is even better for the Speaker since there is no 'interest' to pay and no 'principle'. For here, the Speaker's purchase of the four (4) votes comes from the state's coffers. It is akin to receiving services using your friend's credit card -- you get the services while she pays the monthly bills. It reminds me of the old televison *MASTERCARD* ads. 'One Republican Freshman Vote for Speaker: $50,000. Four Freshman Republican Votes for Speaker: $200,000. No Debt or Interest to Pay: Priceless.'

"Finally, Mr. Speaker, lest colleagues think or I inadvertently suggest that I leave blameless the seven (7) Republicans who are necessary parties to these contacts, which I do not, I leave this thought with you from Exodus 3:28:

'Do not accept a bribe, for a bribe blinds those who see and twists the words of the righteous.'

"**Apples and Oranges**

"Mr. Speaker, in all these amazing acquisitions of individual Republican votes and those of the Republican Caucus, you have displayed incredible focus to achieve the Speakership at any cost. You have even persuaded a majority of the Democrats to side with you suggesting that a prior Speaker or his supporters have done the same. But, even now, I challenge you to provide me the proof, the facts, and the specific evidence upon which you make your case. For I have not seen one single document or know of any particular instance as concrete and substantial as the 'buying' of the seven (7) Republican votes through the barter of both Vice Chair positions and G.O. bonds authorizations.

"As you know, there is some public discussion and even speculation of a past agreement from the House organization in 2010. But, you also know, as past Finance Chair, that such allocation of G.O. bonds in various districts could arise for a number of reasons. The G.O. bonds in a particular district could be part of a 'lump sum' Repair and Maintenance allocation or Electrical upgrade or Americans with Disability Act ('ADA') remediation or whole school renovation, or DOE or BOE 'matrix' prioritization. The G.O. bonds in a particular district could also be the result of collective and individual actions of the Senate. As such, it is grossly misleading and incorrect to attribute any allocation of G.O. bonds to various House Districts upon one individual or Chamber, as evidence of any quid pro quo or agreement. You of all members, should know that it is an absurd hypothesis.

"But, while I strongly maintain there is no truth of any nexus between any perceived past Republican and Democrat contract and conduct, for the reasons covered above, and that the fallacy pertaining to past G.O. bond funding and Capitol Improvement Project ('CIP') appropriations is an absurdity and proffers not one iota of evidence of anything relevant to this discussion, let say, for the sake of argument that they be true. Compare the two: three (3) Vice Chair positions – Committees on Energy & Environmental Protection, Economic Development & Business Concerns, and Finance and $50.000.00 G.O. bond authorizations to only four Freshman Republican members versus additional.

"Mr. Speaker, ask yourself: 'Do two wrongs make a right?' And, then, ask yourself: 'Am I comparing apples to oranges?' Your answers will reveal as much about yourself and as what we can expect for ourselves.

"**Can't Give Away What You Don't Have**

"Finally, Mr. Speaker much has been said about 'keeping ones word' or 'a promise made, is a promise kept.' I wholeheartedly agree, as most would. Keeping ones promises to one another is the stuff we learn in kindergarten. It is fundamental in our public and private lives. It is the principal of contracts. But, as any good Catholic Priest knows, '*Nemo potest dare quod non habet.' (You cannot give what you don't have).*

"As a lawyer, most of my civil practice has been in the area of contacts. Whether it is the sale of goods, or sale of services, or sale of real property, they all share the common pattern of a buyer and a seller. Likewise, in most instances, an offer is made and an acceptance follows. One promises to do something and in exchange the other does something. A 'benefit' goes from one party to the other and a 'burden' is incurred by the other party. Each one is expected to perform and receive his or her promise in due course. These are the basic elements of a contract.

"Mr. Speaker, this is essentially what you and the Representative from the District 31 (Moanalua, Red Hill, Foster Village, Aiea, Fort Shafter, Moanalua Gardens, Aliamanu, and Lower Pearlridge) have; a 'contract votes for Speaker.' But, unlike the illustrations above, I did not offer anything to the Representative from District 31, nor accept anything from the Representative from District 31, nor give my assent to the Representative from District 31. I am not a party to the contract. Hence, I am not bound to the promises. And, for this reason, I do not and will not condone what you did. For what you are doing violates the fundamental principles of the common law. Additionally, by your actions this day you have rammed down upon each colleague's head your 'burden' so that you may enjoy the 'benefit' of its terms. Not only do I find your disregard of the exploitation of each man's vote repugnant, but more so distasteful, since it did not have to be.

"Indeed, this is the tragedy of this scene today. Especially when you have forty-four (44) Democrats in your caucus. How disappointing and tragic a figure you are Mr. Speaker. A tragedy like Shakespeare's *King Lear*. That you have forsaken your most loyal and trusted colleagues for your earthy crown of glory and regalia prove Shakespeare's genus and observations that *'the art of our necessities is strange. That can make vile things precious.'*

"**Final Thoughts and Hope**

"Mr. Speaker, I hope and pray that your tenure as Speaker will be profitable and a blessing upon this august Body and legislative institution. I hope that it bears a good harvest for the Democratic Party of Hawaii and the traditions from which you and I are beneficiaries. I hope that my worst fears are merely dark shadows at night or passing clouds in the day. That you and your leadership team will overcome the resistance of the change you seek and find favor and good fortune in the course you have set for years to come.

"I hope to be proven wrong and even labeled disloyal to this House and the Democratic Party of Hawaii if that be the price to pay for your successful tenure as Speaker. For at the end of the day, it only matters that our individual and collective actions be a blessing and not a curse upon the people we are sworn to serve within the tenets of our Federal and State Constitutions. That is my ultimate hope. That future generations of leaders will say, 'the Maui Speaker was a great speaker and under him Hawaii did well.'

"In closing, Mr. Speaker, please know that I have given all my intellectual and emotional energies to affecting a different outcome using the power of persuasion and not brute force to change the hearts and minds of our Democratic Caucus. That I have failed in this endeavor and perhaps ended my political career may it still be of some value and useful to the House Democratic Caucus and you, my dear colleague. That my efforts not be in vain but lead to a better Democratic Party of Hawaii. . . a better House Democratic Caucus, and a better House of Representatives. These institutions that we have spent our lives promoting and protecting through the years.

"Mr. Speaker, many years ago, my college girlfriend gave me hand written calligraphy of an excerpt of a famous political quote to encourage and inspire me during a rough patch in college. So uplifting and thoughtful, as well as beautifully written, that I, to this day, hold it among my most valuable possessions. It reads as follows and is apropos in describing the brave men and woman who will be casting a no vote on this instant resolution:

'Each time a man stands up for an ideal, or acts to improve the lot of others, or strikes out against injustice, he sends forth a tiny ripple of hope, and crossing each other from a million different centers of energy and daring, those ripples build a current that can sweep down the mightiest walls of oppression and resistance. Few are willing to brave the disapproval of their fellows, the censure of their colleagues, the wrath of their society. . .

*'Moral courage is a rarer commodity than bravery in battle or great intelligence. Yet it is the one essential, vital quality for those who seek to change a world that yields most painfully to change. And I believe that in this generation those with the courage to enter the moral conflict will find themselves with companions in every corner of the globe.' (*Robert F. Kennedy, 1966).

"Thank you very much."

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

Representative Choy's written remarks are as follows:

"Mr. Chair, first of all, let me congratulate Representative Joseph Souki for winning the election for Speaker of the House of Representatives for the 27th Legislature, 2013 Regular Session.

"As in all political elections, there is an element of strategy. My vote in opposition is not about personalities, or my lack of respect for the Speaker-elect, but the weakness of his strategy and the price paid to win his election, in my humble opinion. In simpler terms, he 'gave away the store' to win the election. I would think that with his years of being a politician, he would have been wiser in timing and leverage in using the Republicans. If the ploy was to use the Republicans to influence the weaker minds within our party, I would have hoped that other methods could have been deployed.

"Finally, the conclusion would have to be that in the end, he won. However, the meaning of winning is far from being defined, and the price for glory is yet to be paid. History will be our judge.

"I sincerely wish the new Speaker well in this new paradigm.

"Thank you, Mr. Chair."

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

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

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

Representative Ing's written remarks in support of the measure are as follows:

"I stand for my first time on the Floor to commend Speaker Calvin Say for his 19 years of dedicated service as Speaker to the people of Hawaii and his 35 plus years of service as a State Representative. I am a freshman legislator who made a decision to run for office in late 2011, at the age of 22 years old. Naturally, when I first announced my candidacy, very few people thought I had any chance of winning. Out of those who did, at least half of them shared my last name and grew up in the same house that I had.

"However, I knew in my *na'au*, that I could win this because of stories that my late father used to tell me--stories of an underdog, stories of a young Calvin Say working as a bus boy while campaigning, stories of someone who walked miles a day in the sun knocking on thousands of doors to win an election as a young, working-class, local, and rooted candidate for public office. In my own campaign, Speaker Say's story was a source of hope. At 5:00 p.m., after working a 5:00 a.m. - 1:00 p.m. day at Four Seasons as a runner and campaigning door-to-door for four hours subsequently, I thought of Speaker Say enduring his evening shifts for the energy I needed to stride one more hour to sunset. It was this extra push that won me the election, with the margin I did, against an incumbent. In fact, I would not have run for office if not for Speaker Say, so I would not be standing here in front of you all now on the opening day of the 27th Legislature.

"I am making my decision to support Representative Souki for Speaker because I see today as an opportunity to empower my neighbor island constituents, to facilitate a more collaborative environment among lawmakers, and to usher in a new era of progressive public policy. Let it be on record that I continue to see Speaker Say as a role model and that he has undoubtedly inspired a whole new generation of public servants. *Mahalo* Speaker Say; I am honored to be working alongside you, your supporters, and all other of my fellow House Members this session."

The motion was put to vote by the Chair and carried, and H.R. No. 2, entitled: "HOUSE RESOLUTION ELECTING THE SPEAKER AND VICE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was adopted, with Representatives Cabanilla, Choy, Coffman, Har, Ito, Jordan and Oshiro voting no, and with Representative Rhoads being excused.

The Temporary Chair appointed Representatives Saiki, Awana, Johanson and Fukumoto to escort the newly elected Speaker to the rostrum.

The Temporary Chair then presented to the Members of the House and audience, the Honorable Joseph M. Souki, Speaker of the House of Representatives of the Twenty-Seventh Legislature, and presented him with the gavel.

Speaker Joseph M. Souki assumed the rostrum and addressed the Body, stating:

"Well, thank you very much. Members of the House, all of you, I wish to thank you for your vote of confidence and support. I pledge to you that I will execute my duties and responsibilities with fairness, consistent with Hawaii's Constitution and Statutes. Again, Members, thank you very much for your support and I look forward to working with all of you this session."

The Chair then appointed Representatives Saiki and Johanson to escort the Honorable John M. Mizuno to the rostrum.

The Chair then stated:

"Members and guests, I present to you the Vice Speaker, John Mizuno."

H.R. No. 3, entitled: "HOUSE RESOLUTION ELECTING THE OFFICERS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 3 was adopted, with Representative Rhoads being excused.

Thereafter, the Speaker administered the Oath of Office to the officers named.

INTRODUCTION OF RESOLUTIONS

The following resolution and concurrent resolutions (H.R. No. 4, and H.C.R. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

H.R. No. 4, entitled: "HOUSE RESOLUTION ACKNOWLEDGING AND RECOGNIZING THE CAUCUS LEADERS AND NAMING THE CHAIRS, VICE CHAIRS, AND MEMBERS OF THE STANDING COMMITTEES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," acknowledging and recognizing the Caucus Leaders and naming the Chairs, Vice Chairs, and members of the Standing Committees of the House of Representatives of the Twenty-Seventh Legislature, as listed below, was jointly offered by Representatives Saiki and Johanson.

Majority Leader	Scott K. Saiki
Majority Floor Leader	Karen Awana
Majority Whips	Romy M. Cachola Sharon E. Har Ken Ito
Minority Leader	Aaron Ling Johanson
Minority Floor Leader	Beth Fukumoto
Assistant Minority Leader	Cynthia Thielen
Minority Whips	Lauren Kealohilani Cheape Richard Lee Fale Bob McDermott
Speaker Emeritus	Calvin K.Y. Say
Minority Leader Emeritus	Gene Ward

EDUCATION

Education:

Roy M. Takumi	Chair
Takashi Ohno	Vice Chair

Henry J.C. Aquino
Isaac W. Choy
Faye P. Hanohano
Linda Ichiyama
Mark M. Nakashima
K. Mark Takai
Lauren Kealohilani Cheape
Richard Lee Fale

Higher Education:

Isaac W. Choy	Chair
Linda Ichiyama	Vice Chair

Henry J.C. Aquino
Faye P. Hanohano
Mark M. Nakashima
Takashi Ohno
K. Mark Takai
Roy M. Takumi
Lauren Kealohilani Cheape
Richard Lee Fale

FISCAL & LEGISLATIVE MANAGEMENT

Finance:

Sylvia Luke	Chair
Scott Y. Nishimoto	Vice Chair
Aaron Ling Johanson	Vice Chair

Ty J.K. Cullen
Mark J. Hashem
Kaniela Ing
Jo Jordan
Bertrand Kobayashi
Nicole E. Lowen
Dee Morikawa
Richard H.K. Onishi
Gregg Takayama
James Kunane Tokioka
Justin H. Woodson
Kyle T. Yamashita
Beth Fukumoto
Gene Ward

Legislative Management:

Scott Y. Nishimoto	Chair
John M. Mizuno	Vice Chair

Karen Awana
Romy M. Cachola
Angus L.K. McKelvey
Scott K. Saiki
Aaron Ling Johanson

JUSTICE & CONSUMER PROTECTION

Judiciary:

Karl Rhoads	Chair
Sharon E. Har	Vice Chair

Della Au Belatti
Tom Brower
Rida T.R. Cabanilla
Mele Carroll
Ken Ito
Derek S.K. Kawakami
Chris Lee
Clift Tsuji
Jessica Wooley
Bob McDermott
Cynthia Thielen

Consumer Protection & Commerce:

Angus L.K. McKelvey	Chair
Derek S.K. Kawakami	Vice Chair

Della Au Belatti
Tom Brower
Rida T.R. Cabanilla
Romy M. Cachola
Mele Carroll
Cindy Evans
Sharon E. Har
Ken Ito
Chris Lee
Clift Tsuji
Ryan I. Yamane
Bob McDermott
Cynthia Thielen

HUMAN SERVICES

Health:

Della Au Belatti	Chair
Dee Morikawa	Vice Chair

Rida T.R. Cabanilla
Mele Carroll
Jo Jordan
Bertrand Kobayashi
Justin H. Woodson
Beth Fukumoto

Housing:

Rida T.R. Cabanilla	Chair
Justin H. Woodson	Vice Chair

Della Au Belatti
Mele Carroll
Jo Jordan
Bertrand Kobayashi
Dee Morikawa
Lauren Kealohilani Cheape

Human Services:

Mele Carroll	Chair
Bertrand Kobayashi	Vice Chair

Della Au Belatti
Rida T.R. Cabanilla
Jo Jordan
Dee Morikawa
Justin H. Woodson
Lauren Kealohilani Cheape

PHYSICAL RESOURCES

Energy & Environmental Protection:

Chris Lee	Chair
Cynthia Thielen	Vice Chair

Denny Coffman
Ty J.K. Cullen
Cindy Evans
Faye P. Hanohano
Derek S.K. Kawakami
Nicole E. Lowen
Richard Lee Fale

Ocean, Marine Resources, & Hawaiian Affairs:

Faye P. Hanohano	Chair
Ty J.K. Cullen	Vice Chair

Denny Coffman
Cindy Evans
Derek S.K. Kawakami
Chris Lee

Nicole E. Lowen
Richard Lee Fale

Water & Land:

Cindy Evans Chair
Nicole E. Lowen Vice Chair

Denny Coffman
Ty J.K. Cullen
Faye P. Hanohano
Derek S.K. Kawakami
Chris Lee
Richard Lee Fale
Cynthia Thielen

GOVERNMENT RESOURCES & PUBLIC SAFETY

Transportation:

Ryan I. Yamane Chair
Linda Ichiyama Vice Chair

Henry J.C. Aquino
Mark J. Hashem
Kaniela Ing
Mark M. Nakashima
Roy M. Takumi
Kyle T. Yamashita
Beth Fukumoto

Labor & Public Employment:

Mark M. Nakashima Chair
Mark J. Hashem Vice Chair

Henry J.C. Aquino
Linda Ichiyama
Kaniela Ing
Roy M. Takumi
Ryan I. Yamane
Kyle T. Yamashita
Aaron Ling Johanson

Public Safety:

Henry J.C. Aquino Chair
Kaniela Ing Vice Chair

Mark J. Hashem
Linda Ichiyama
Mark M. Nakashima
Roy M. Takumi
Ryan I. Yamane
Kyle T. Yamashita
Bob McDermott

ECONOMIC DEVELOPMENT

Agriculture:

Jessica Wooley Chair
Richard H.K. Onishi Vice Chair

Tom Brower
Romy M. Cachola
Isaac W. Choy
Takashi Ohno
Gregg Takayama
James Kunane Tokioka
Clift Tsuji
Lauren Kealohilani Cheape
Gene Ward

Tourism:

Tom Brower Chair
Romy M. Cachola Vice Chair

Isaac W. Choy
Takashi Ohno
Richard H.K. Onishi
Gregg Takayama
James Kunane Tokioka
Clift Tsuji
Gene Ward

Economic Development & Business:

Clift Tsuji Chair
Gene Ward Vice Chair

Tom Brower
Romy M. Cachola
Isaac W. Choy
Takashi Ohno
Richard H.K. Onishi
Gregg Takayama
James Kunane Tokioka

Veterans, Military, & International Affairs, & Culture And The Arts:

K. Mark Takai Chair
Ken Ito Vice Chair

Tom Brower
Romy M. Cachola
Isaac W. Choy
Takashi Ohno
Richard H.K. Onishi
Gregg Takayama
Clift Tsuji
Bob McDermott

H.R. No. 4 further states that:

"BE IT FURTHER RESOLVED that if any member of a Standing Committee is called to active duty in the military and is deployed and unavailable to participate in committee activities, then for that period of unavailability, the member shall not be considered a member of that Standing Committee."

Representative Saiki moved that H.R. No. 4 be adopted, seconded by Representative Johanson.

At 11:05 o'clock a.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:14 o'clock a.m.

At this time, the Chair stated:

"At this time, the Chair will allow the Members who wish to insert written comments to do so by 4:30 p.m. There has been a request for a roll call, so all those who wish to vote for a roll call, please raise your hand. Clerk, can you check if they have the required numbers."

The Clerk then stated:

"Yes, Mr. Speaker, they have the required number for a roll call vote."

Representative Oshiro rose, stating:

"Mr. Speaker, point of clarification. For the written comments is it 4:30 p.m. this day or 4:30 p.m. Friday?"

Speaker Souki then stated:

"4:30 p.m. Friday."

At 11:17 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:18 o'clock a.m.

At this time, the Chair stated:

"House Resolution Number 4 will be providing for Caucus Leaders, House Standing Committees, Chairs, Vice Chairs and membership. So again, a roll call has been called, Mr. Clerk, will you please proceed with the roll."

Representative Saiki rose, stating:

"Mr. Speaker, I just would like to rise on a point of clarification. Just to clarify for the Members that the vote before us is on House Resolution Number 4, which appoints members of leadership and the Committee Chairs, Vice Chairs, and members. And to further clarify, this is a roll call vote. A vote in favor of the resolution is to approve the resolution, a vote against it would defeat it. Thank you very much."

Speaker Souki:

"Thank you very much, Mr. Majority Leader. It has been some years since I have been on this podium. The Chair stands corrected, thank you very much. As you proceed with the roll call, ayes will be in favor, nay would be opposed to House Resolution Number 4."

At 11:19 o'clock a.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:20 o'clock a.m.

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

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

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Resolution No. 4. As presently drafted, this measure would assign minority members as Vice Chairs to the Committees on Energy & Environmental Protection, Economic Development & Business, and Finance.

"At the outset, let me state for the record that I have the utmost respect for my colleagues across the aisle and that my views should in no way be taken personally. Be that as it may, I strongly object to the assignment of minority members to the Vice Chair positions of Standing Committees.

"In our state, political parties have always stood for something. Whether it be Democrat, Republican, Libertarian, or Green, political parties have stood for basic principles, platforms, and ideals. They bring people together based on their beliefs, and they also help the electorate see what candidates for public office hold true.

"Last November, the People of this state elected 44 Democrats to this House. As such, the Democrats hold a 44 to 7 majority over the Republicans in this body. Yet for the first time ever, this House stands poised to organize by assigning minority members to Vice Chair positions.

"What I find the most objectionable is that fellow Democrats – colleagues who share the same basic philosophical and political beliefs as the 'majority' – are being excluded from consideration for these very important positions.

"Take the Vice Chair of the Committee on Finance for example. Under this plan, my colleague from Aiea, who has but one term of office under his belt, would be assigned this very important position. Compare his experience and background to my colleague from Manoa, who has served this Body longer, and who is a certified public accountant and former Chair of the Tax Review Commission. Who can you honestly say is better qualified to handle this very important position?

"How about the Vice Chair of the Committee on Economic Development. While I have the utmost respect for my colleague from Hawaii Kai, don't you think our colleague from the other end of Hawaii Kai might have equally compelling insight since he is a small business owner. As with our colleague from Manoa, our colleague from Hawaii Kai was also excluded from consideration.

"And what about the Vice Chair of the Committee on Energy & Environmental Protection. To sit on the committee is proposed the former Chair of that committee, who before that also served as the Vice Chair for many years. There are not many people in the state with the institutional knowledge of this important area of law as he, but like our colleagues from Manoa and Hawaii Kai, he was also excluded from consideration.

"Mr. Speaker, I am a Democrat and I firmly believe that being a Democrat is supposed to mean something. That is why I cannot support any organizational plan that would forsake the experience and qualifications of fellow Democrats for expediencies sake.

"To do so goes against our dearest traditions and practice. To do so would be a great disservice to our state.

"I urge my fellow colleagues to oppose this measure. Thank you."

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

Representative Tokioka's written remarks are as follows:

"*Mahalo* Mr. Speaker, for allowing me to submit written comments in opposition to House Resolution 4, establishing the leadership of the House Committees.

"I rise in very strong opposition to this resolution for the following reasons:

"It is my belief that amongst 44 Democrats we should not have to give a group of 7 Republicans the opportunity to empower the Minority Caucus at the detriment of our Democratic Majority Caucus. What we did is give power to three members of the minority party, taking away the opportunity for our members to hold those key positions.

"Mr. Speaker, please tell me what will happen when bills go to Conference and the Chairs, as in past sessions, have worked with their Vice Chairs to come up with the new drafts. Traditionally in those meetings have been the Chairs and their staff and the Vice Chairs and their staff. Going forward will we be letting the Minority Caucus know what our plans are, in advance, in these three key committees?

"My vote in opposition is to reflect my concerns of the impact of the new leadership organization on the future of the Democratic Party. It is one thing to reach across the aisle to work on policy for the betterment of the state and another to be organizing with the Minority Caucus in order to obtain leadership. I along with some of my colleagues have grave concerns that key leadership positions and the responsibilities that those entail were being given to the Minority Caucus. In effect, taking away the opportunities afforded to the majority members as voted in by their constituencies statewide.

"*Mahalo* again for allowing me to submit written comments in opposition."

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

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

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, I respectfully rise in opposition to House Resolution 4. My opposition stems from my belief that the organization of committees and leadership were done outside the parameters of our Democratic Party. We have offered many opportunities for Democrats to be able to negotiate within our caucus. Our first candidate stepped down, our second candidate for Speaker stepped down and we even offered a compromise Speaker all with the condition that we go back to square one, and begin negotiating within our party. All offers were turned down. This event has been marketed as bipartisanship, but I don't see it that way. I can only hope that as we move forward, we will be able to heal as a party and that we have not been divided and conquered."

Representative Tsuji rose in opposition to 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:

"My no vote represents my concern, as the proposed Chair of the Economic Development & Business Committee. The designated Vice Chair is a member of the minority party. I believe as the Committee Chair, I should strive to provide effective leadership and guidance. It concerns me that this effectiveness is diminished, should I be absent, because the Vice Chair is expected to assume the leadership role of the Chair and Committee."

Representative Har rose in opposition to 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. Chairman, I rise in opposition to House Resolution 4.

"Mr. Chair, I rise in opposition to this resolution for a multitude of reasons. First, under your newly elected speaker and his new allies, formerly known as the 'dissidents,' a deal was made to enter into a 'coalition' with the seven minority members in exchange for (1) three Vice-Chairmanships to the House Committees on Energy & Environmental Protection, Economic Development & Business, and Finance; and (2) guaranteed capital improvement projects funding in the amounts of $30,000-$50,000 for the four Republican freshmen. Under the guise of 'bipartisanship,' your newly elected speaker and his 'dissident' allies believe that their 'coalition' will serve the people of Hawaii. This is a bald-faced lie and demonstrates the delusion under which all members of the coalition are operating.

"Mr. Chair, bipartisanship is members of opposing parties reaching out across the aisle on issues to find consensus for the betterment of the people. It is a process which at its very crux fosters inclusion. What bipartisanship is NOT is the collusion of one group with another to the DETRIMENT of another group in the name of power. In this case, Mr. Chairman, your newly elected speaker and his dissident friends have colluded with the Republican Caucus under the guise of bipartisanship simply to gain power in the House, while excluding 18 members of the newly elected Speaker's own caucus. At the very core of the 'coalition' is the act of EXCLUSION, quite the opposite of what bipartisanship represents.

"Second, I oppose this resolution because the slate put together by the new leadership is an absolute abomination and direct attack against the people of the State of Hawaii. Mr. Chair, on November 6, 2012, the people of the State of Hawaii voted for 44 Democrats to represent their voices in the House of Representatives. This slate of Chairs and Vice Chairs flies in the face of what the people elected by giving disproportionate representation to the Republican membership. While the Democratic members of the 'coalition' espouse that the Vice Chairs are 'in name only,' I take great umbrage to this cavalier attitude and explanation.

"By installing Republican Vice Chairs on the three committees, these Vice Chairs now out rank our Democratic members. For example, as a six-year member of this House, I have had the privilege of serving on the Finance Committee for all six years. Now, under this current line-up, the Republican Vice Chair of Finance, who has never served on the Finance Committee, now RANKS HIGHER than me because of his title as Vice Chair. So when the newly elected speaker and his dissident allies attempt to trivialize the installation of Republicans as Vice Chairs to three committees, I would submit that because of the disproportionate share of weight it provides to the minority members, the proposed committee line-up goes against the will of the people.

"The third reason I oppose this resolution is because members of the dissident faction, when they were not in power, often complained that the previous leadership failed to utilize 'all of the talent' in the House. Whether this was true or not, it is now clear that such complaints were hypocritical based on this proposed Chairmanship line-up. For example, as a land-use attorney, I have been privileged to serve as Vice Chair of the Committee on Water, Land, & Ocean Resources (WLO) for the past four years. Our newly elected speaker has in fact publicly stated that I should have been Chair of WLO because of my background in land use and because I am well-versed in chapters 171, 205A, etc. Yet, I was not named to serve as even a member on the WLO Committee.

"Another example rests with Rep. Choy. This Body knows that Rep. Choy, as a Certified Public Accountant, is well-versed in financial issues and has served as an asset to the Finance Committee for four years. And yet Rep. Choy was not asked to serve as a member of Finance. Finally, neither Speaker Say nor Rep. Oshiro are serving on any committees which is a travesty given their respective vast knowledge and institutional history of many of the Standing Committees. These examples clearly demonstrate that this new leadership has refused to recognize and utilize all of the talent in the House, and therefore I must oppose the resolution.

"Finally Mr. Chair, I oppose HR 4 because the so-called 'coalition,' has stripped our freshmen of two Vice-Chairmanships that were quite frankly, the 'birthright' of our Democratic freshmen, and which have now been given to senior members of the Republican Caucus, all in the name of power and greed. It is well-accepted that freshmen in the Majority Caucus receive Vice-Chairmanships because the majority uses those Vice-Chairmanships as training ground to teach and mentor our freshmen, with the hopes that our Vice-Chairmen will one day be elevated to Chairs. In this proposed line-up, the new leadership team has elevated two senior members of the Minority Caucus to Vice Chairs, all for what? The only way these members can be Chairs is if the voters of Hawaii vote the Republican Caucus in as the majority.

"So to have stripped our Democratic freshmen from their birthright simply in exchange for their Republican votes to support the newly elected speaker and his dissident allies, is both disheartening and disenfranchising. Moreover Mr. Chair, as the Republican freshmen were 'guaranteed' CIP and our own Democratic freshmen were not, I am perplexed as to whom the new leadership is really looking out for - - is it really 'bipartisanship' or truly power?

"For all of these reasons, I must respectfully vote in opposition to House Resolution 4.

"Thank you."

Representative Coffman's written remarks in opposition to the measure are as follows:

"I am voting nay for this resolution that appoints this legislative sessions Chairpersons and Vice Chairpersons. This resolution appoints three members of the minority party as Vice Chairs of three committees. This action will hurt our legislative process in the following manner:

"As a general rule, the majority party and minority party have different opinions and philosophical beliefs about policy. Discussions and bipartisan

compromise should occur on the Chamber Floor and not in the Chairs' office during a working discussion with the Vice Chair.

"During many of the hearings the Chair and Vice Chair are the only members at the hearing; they are the members expected to have the most knowledge about the legislation being processed by their committee. However, it is during Majority Caucus meetings that bills heard by committees are discussed. With the possible absence of the Chair who has a minority member Vice Chair, there will not be any member in the caucus to lead a discussion in regards to the bill.

"Vice Chairs should be members of the majority party that are expected to learn the subject matter of the assigned committee and be in a position to move into the Chair position in the future. It is highly unlikely that any member of the minority party will move into the Chairmanship of a committee in near future. With members of the minority party holding Vice Chair positions, we are not training our future majority party leaders. We weaken the legislative process."

Representative Fukumoto's written remarks in support of the measure are as follows:

"The coalition between Democrats and Republicans this year is historic and much-needed. We often hear about lower voter participation and voter apathy, especially amongst young people, but government leaders rarely do anything about it. I'm hopeful that what this Body decided to do today will encourage our disenfranchised citizens and show that there are still leaders in government who believe that people with different opinions can work together productively and that minority voices count. We may have very different opinions on issues, but those dialogues can forge stronger legislation and produce better ideas than we've seen in the past. We talk a lot about creating a different and brighter future for our children, but we can't do that if we continue to do things the way we've always done them.

"As we move forward, we must remember that we represent our constituents not our political parties. This measure today reflects what most of our communities want from their government – common sense, bipartisanship and teamwork."

Representative Johanson's written remarks in support of the measure are as follows:

"I rise in strong support of this resolution. The people of Hawaii are asking for common sense leaders who work to find common ground. Today…we in the House of Representatives have found that common ground. Despite our differences, we have come together as one Body and put aside our political differences to work for the common good of all of Hawaii. For the first time in the House of Representative's history, we have formed a coalition government involving leaders from both political parties.

"Speaker Joseph M. Souki has cast a vision for a House of Representatives where all fifty-one members' talents and passions have the potential to contribute to a better House. I believe that this vision will ultimately engender better government – a result that benefits everyone. Today is the beginning of a new chapter in Hawaii's story, a chapter involving a more collaborative and cooperative government that puts the interests of people above all else."

Representative Jordan's written remarks in opposition to the measure are as follows:

"I stand in strong opposition to HR 4, Acknowledging and Recognizing the Caucus Leaders and Naming the Chairs, Vice Chairs, and Members of the Standing Committees of the House of Representatives of the Twenty-Seventh Legislature. I cannot in good conscience support a resolution that provides for members of the minority party to serve as Vice Chairmanships of three Committees: Finance, Energy & Environmental Protection and Economic Development & Business, in exchange for their support of Speaker Joe Souki.

"While I oppose this resolution as a deeply committed member of the majority party, the Democratic Party, this unprecedented decision of allowing minority members to serve as Vice Chairs is extremely troubling and should raise serious caution moving forward. This chips away at the foundation of the Constitution of the Democratic Party and tears at the fabric that holds it together and I cannot in good faith support this type of activity since it goes against my belief and commitment to the majority party, the Democratic Party of which I'm a loyal member.

"Today we have a good size freshman class and these new members will soon learn that survival in politics is a tricky business. Each of us should take a stand and don't worry so much about whether you win or lose. Don't be afraid to think big. Think beyond the current. Politics may indeed be local, but true achievement in politics comes from vision and courage. This is your House, this is your democratic House and this is how we operate in full and public discussion over issues brought before it. This truly is a tall order, but no one said in life it would be easy."

Roll call having been requested, the motion that H.R. No. 4, entitled: "HOUSE RESOLUTION ACKNOWLEDGING AND RECOGNIZING THE CAUCUS LEADERS AND NAMING THE CHAIRS, VICE CHAIRS, AND MEMBERS OF THE STANDING COMMITTEES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FIFTH LEGISLATURE," be adopted, was put to vote by the Chair and carried on the following show of ayes and noes:

Ayes, 30: Awana, Belatti, Brower, Cachola, Cheape, Evans, Fale, Fukumoto, Hanohano, Ing, Johanson, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Saiki, Souki, Takai, Thielen, Ward, Woodson and Wooley.

Noes, 20: Aquino, Cabanilla, Carroll, Choy, Coffman, Cullen, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Takumi, Tokioka, Tsuji, Yamane and Yamashita.

Excused, 1: Rhoads.

H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2013," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.C.R. No. 1 was adopted, with Representative Rhoads being excused.

H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.C.R. No. 2 was adopted, with Representative Rhoads being excused.

At 11:28 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

At this time, the Members of the House, their guests and audience were entertained by Mr. Willie K.

The House of Representatives reconvened at 11:55 o'clock a.m.

At this time, the Speaker delivered his address, stating:

"Well how do you like the Maui boy? He's in the same district with me and I'm glad he doesn't run for the House, I'd be in trouble. Well Danny, this is for you.

"My fellow Members and all our guests, *aloha*, and welcome to the 2013 session. As you can see it started with a bang.

"Before I begin, I would like to take a moment to recognize some of our distinguished guests. I have the great pleasure to introduce all of them. First we have our senior Senator, I was pleased to work with him in the House years ago, Senator Schatz, please. And of course, our beloved Governor Abercrombie. Our newly appointed Lt. Governor, from Maui also, Tsutsui. Chief Justice Recktenwald. Chair Machado of OHA, from Molokai. And of course we have Senator Akaka and Mrs. Akaka here.

"Thank you very much. Former Governors, I'm proud to say that we have all of our Governor contingent here and we can begin with Governor Ariyoshi and Jean Ariyoshi. Thank you for attending. Thank you. Governor Waihee and Mrs. Lynn Waihee. Governor Ben Cayetano and Vicky Cayetano. Governor Lingle, thank you, I should say also from Maui. Thank you. And of course we have our local government, a former Member of the House and we're very proud of what he is doing, Mayor Caldwell for the City and County of Honolulu. Mayor Alan Arakawa and Mrs. Arakawa from Maui. Mayor Kenoi from the Hawaii Island. And a great pleasure to announce Council Chair Baisa, we both worked for the same agency many years ago. *Aloha*. And the Council Chair Furfaro from Kauai. And also there are those from the Consular Corps, welcome. And for members of our military that are over here, welcome.

"Before I go on, I would like to introduce my family. My godson, Jeffery Torres. My son Mark, and his lady friend and partner Janinne. My son-in-law, or former son-in-law but I still look at him as my son, Dutch. He's a great chef. And of course my daughter, Desiree. Thank you for being here. And my dear wife, Frances. She's getting to be a good politician by the way.

"I want to thank you all for being here to commemorate this momentous occasion with us. We are here today to chart a path forward for our state. With Hawaii's economy on the rise, construction stable, tourism up, and unemployment down, there is reason for cautious optimism.

"This is the moment we have been waiting for. Over the past few years, the state budget was cut by over two billion dollars. Meanwhile, wages dropped, health benefit costs rose, many people were forced out of work. The homeless population still grows – among them, war heroes, persons needing mental health services, families unable to pay their mortgage or rent.

"We have the chance now, to rebuild what the recession took away. We need to have investment in projects and programs throughout the state, which is critical. But to strengthen economic development and job growth, and to restore public services, we need to proceed intelligently. We need to roll up our sleeves and get to work.

"Members, if we want to restore the safety net, put people back to work, and provide the best education, including early childhood education, if we want to take care of people's health, take care of our *kupuna*, and make sure the state's health care system transitions into a new era of health care, smoothly and without undue delay. If we want to improve our roads, bridges, and transportation infrastructure to reduce traffic, improve the mobility of our residents, and enhance safety in every county. If we want clean energy that uses the best renewable energy resources, including our ocean and solar resources, if we want to be responsible stewards of Hawaii's natural resources and our native plants and animals, if we want to increase farming opportunities on agricultural land and the market for locally-grown products. If we want to support the tourism industry and promote the Hawaii product to the world. If we want to do all these things the people require, I know yes we do, we must enhance our revenue stream. We must put together a mix of strategies that will generate more state revenues equitably.

"One option may be to rethink tax credits. No, I'm not saying we should abandon all caution and fall for the marketing hype. Instead, let's learn from our experience and do our due diligence. The film industry claims a tax credit will generate $350 million in revenues for the state. Should we turn our back on this? Let's give it a serious and thorough look first.

"But increasing revenue does not mean placing an unfair burden on those who can least afford it. Members, the top personal tax rate was down to 7-3/4 percent at one time and now it's up to 11 percent – the highest in the nation. It's time to look at rolling back the personal income tax burden for people with lower incomes and the middle class, at least incrementally, over the next few years.

"Members, I am humbled and honored to stand before you today. Over my 30 years here, I have seen many faces come and go. I have seen our communities prosper, struggle, and prosper again. But one thing that remains constant is the privilege and price of public service. All of us know what it's like to walk the district. We go door to door, we talk to our constituents, we ask them to entrust us with their vote and a seat in this Chamber.

"The price of this privilege is the responsibility each one of us has to conduct ourselves with compassion and dignity. Every day, as you walk down these halls and on this Floor, remember the hopes and dreams of the people of this state and do your best for them.

"Before I close, I would like to thank Speaker Calvin Say for his 14 years of leadership as Speaker of the House, and thank you Speaker for maintaining the fiscal solvency of this state over these past years. You were a good steward.

"I look forward to working with each and every one of you this session. Thank you very much, for the trust you have in me. For you a big *aloha*, and let's get to work. Thank you."

The Chair then recognized Representative Johanson, the Minority Leader, to deliver remarks on behalf of the Minority Caucus.

"Thank you, Mr. Speaker, for the privilege of addressing this Chamber filled with so many of our state's most distinguished leaders past, present, and future. I'm also honored today to address the people, the heart of Hawaii. People all across the country are speaking out and asking for more common sense leaders who work to find common ground. We, here in Hawaii, are answering that call starting today.

"With the cost of living rising, the effect of federal spending cuts uncertain, and the burden of unfunded liabilities looming large, we must have a common purpose. Improving the lives of our people is that common purpose. This Minority Caucus recognizes that we have a duty as elected Representatives to work collaboratively and constructively in finding solutions and achieving results that reflect the will of the people. Collective problems require collective solutions.

"Thus, where common ground and common cause can be found, your Minority Caucus will work hard to find it. However, where we cannot agree we will respectfully dissent. The upcoming session affords us great opportunity to answer the public's call to action.

"The Minority Caucus will advocate for legislation that addresses quality of life improvements, particularly affording greater protections to children, the elderly, and better caring for our veterans. Opportunity for all by guarding against cost of living increases on our most vulnerable populations and promoting small businesses. Accountability and transparency in government by reforming the local election process, addressing the PLDC, and encouraging greater public dialogue within the legislative process. On these issues and many more where common ground and common cause can be found, we will work hard to find it.

"On behalf of the Minority Caucus I would like to thank Speaker Say for his historic service to the State of Hawaii as Speaker of the House of Representatives. I would also like to thank Speaker Souki and wish him well as he leads this Body in the next chapter of the Legislature's history.

"Change brings a newness and a different perspective. Nowhere is this more apparent than in the Minority Caucus before you today. Four of our seven members are age 32 or younger and in this next generation of Minority Leaders there is a shared connection to much of Hawaii's story. In Minority Floor Leader, Beth Fukumoto, we have the granddaughter of a

state labor leader who ultimately led what would become the New York State AFL-CIO. We have a fourth generation farmer in Lauren Kealohilani Cheape, whose great-grandfather started the Petersons' Upland Farm in Wahiawa in 1910. A combat veteran who fought in Operation Enduring Freedom in Richard Lee Fale who grew up in the Kingdom of Tonga. And a former White House staffer whose great-grandparents immigrated to Hawaii from Okinawa as plantation laborers in your Minority Leader.

"Youth brings an energy and new ideas to the table, but it needs a strong foundation. Our caucus's foundation has been built by a diplomat and a champion of small business, a tireless environmental advocate, a veteran fighting for the rights of other veterans and the many generations of leaders who came before us.

"The Minority Caucus's diversity is reflective of the broader diversity that exists within our House of Representatives. It is this diversity coupled with a common purpose which enables us as public servants to fulfill our role and effectively answer the public's call to action. This call resonates across ideological and geographic boundaries. Starting today recognizing common cause and finding common ground we are all answering the call. *Mahalo* and best wishes for a successful 2013 legislative session. *Aloha*."

The Chair then recognized Representative Saiki, the Majority Leader, to deliver remarks on behalf of the Majority Caucus.

"Mr. Speaker, colleagues and guests, I would like to begin today with some acknowledgments. First, and I know I can say this on behalf of all of the Members, thank you to the residents of our respective communities who have given us the opportunity to represent them in the Legislature.

"Second, thank you to our families and friends, many of whom are seated with us today. They are the ones who stand by us and believe that we are always trying to do the right thing. They make more sacrifices than we do. We want to thank them for their support and presence in our lives.

"Third, and I don't mean to repeat, but there is a Member of our Democratic Caucus whom we would like to recognize. He is grounded and strives to teach House Members to be grounded themselves, to be responsible, and to be practical and philosophical. Thank you to Representative Calvin Say and his family for their service and sacrifice through the years."

Representative Say rose, stating:

"I am not retiring!"

Representative Saiki continued, stating:

"There is also another House Member whom I would like to thank. This Representative also serves with distinction and with steadfast allegiance to our democratic process. He has been a statesman and he has made our transition an orderly one, and I am not inferring that he's retiring. Thank you to Representative Marcus Oshiro.

"Mr. Speaker, we are all here because we have a common goal. We want to ensure that the State of Hawaii is and continues to be a place where we all live in safety, with dignity, and with fair opportunity. This is not a partisan concept – it is embraced by all.

"Every legislative session, thousands of students from elementary, middle and high schools throughout the state, visit the State Capitol. They usually tour the building and observe our House Floor session from the gallery. The House Members also meet with them and usually give them a mini civics lesson. There are two subjects that we discuss with students that I believe are pertinent today.

"The first subject is the symbolism of the State Capitol. The building itself represents a volcano that is surrounded by coconut trees and the ocean. Our House Chamber is decorated in earth tones with a sun lamp above us. In contrast, the Senate Chamber is shaded in ocean blue with a moon lamp. I have to say that it's more appropriate that earth colors are on our side because everyone agrees that the House is the more grounded Body in the Legislature. But don't tell the Senate President I just said that, please. Because we have more Members and smaller districts, we have a constant check on the pulse of our community.

"The second subject that we discuss with students is the legislative process. We explain that the Legislature is an independent and co-equal branch of government, and that legislators pass laws. What we don't really explain is how the Legislature and legislators do their work. Maybe that's on purpose. Everyone knows the saying about the similarities between lawmaking and sausage making. But perhaps the lawmaking process doesn't have to always be that way.

"As we keep mindful of the memory of Senator Daniel K. Inouye, we should remember his qualities as a statesman who placed the bigger picture and the greater good ahead of personal politics. A colleague of his, Senator Rob Portman, a Republican from Ohio, recently said this of Senator Inouye:

> 'He was a counselor to younger members like me, a great listener, and a Senator who always put his nation and the people of Hawaii ahead of partisan politics and his own ambition.'

"Mr. Speaker, we should follow Senator Inouye's lead, for we know that the public wants us to work together to produce results. There are 51 Members in this Body. Each brings experience and perspective. Each Member must play a meaningful role in the Legislature. That is what we are all elected to do. Simply put and geographically speaking, our state is too small, and our challenges too complex, for there to be division within the people's House.

"Mr. Speaker, I would like to conclude by introducing the newest Members of our Democratic Caucus. As you mentioned earlier, it takes a lot for someone to be a candidate for public office, to put his or her name and reputation in a public arena, and to sign-wave every morning and afternoon for months.

"I would like to begin by introducing two of what I call our quasi-freshmen. First from District 19, former Representative, former Senator, and current State Representative, Bert Kobayashi. The other quasi-freshman is from District 30, former Representative, former Councilmember, and current Representative, Romy Cachola.

"We also have six new freshmen who take their work seriously and who want to make a difference. I want our freshmen to know that we senior Members of this Body will support them, serve as examples, and work to advance them as leaders. Beginning with the Big Island, District 3, Representative Richard Onishi. From District 6, Kona, Representative Nicole Lowen. From District 9, I think he's been appointed for 18 hours now, Representative Justin Woodson. From District 11, also on Maui, Kihei, Representative Kaniela Ing. From District 27, Nuuanu, Representative Takashi Ohno. Finally, from District 34, Pearl City, Representative Gregg Takayama.

"Mr. Speaker, I know that this will be a productive legislative session that will produce good results for our state. Thank you very much."

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 5) was read by the Clerk and was disposed of as follows:

H.R. No. 5, entitled: "HOUSE RESOLUTION SENDING MESSAGES THAT THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE HAS ASSEMBLED AND IS READY TO TRANSACT BUSINESS," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 5 was adopted, with Representative Rhoads being excused.

At this time, the Chair appointed the Sergeant-at-Arms to escort Reverend Blayne Higa to the rostrum.

Reverend Blayne Higa then offered the benediction.

ADJOURNMENT

At 12:30 o'clock p.m., on motion by Representative Saiki, seconded by Representative Johanson and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 17, 2013 (Representative Rhoads was excused.)

JOURNAL

of the

HOUSE OF REPRESENTATIVES

of the

TWENTY-SEVENTH LEGISLATURE
STATE OF HAWAII

REGULAR SESSION OF 2013

Convened Wednesday, January 16, 2013
Adjourned Thursday, May 2, 2013

OFFICERS OF THE HOUSE

Twenty-Seventh Legislature of 2013

Speaker

HONORABLE JOSEPH M. SOUKI ..... Wailuku, Maui

Vice Speaker

HONORABLE JOHN M. MIZUNO ..... Honolulu, Oahu

Chief Clerk

BRIAN L. TAKESHITA ..... Honolulu, Oahu

Acting Assistant Clerk

RUPERT JUAREZ..... Honolulu, Oahu

Sergeant-at-Arms

KEVIN R. KURODA..... Honolulu, Oahu

Assistant Sergeant-at-Arms

LEONARD PARESA, JR. ..... Honolulu, Oahu

MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE TWENTY-SEVENTH LEGISLATURE, 2013
STATE OF HAWAII

District No.	Name	District
First	Mark M. Nakashima (D)	Hamakua, North Hilo, South Hilo
Second	Clift Tsuji (D)	Keaukaha, parts of Hilo, Panaewa, Waiakea
Third	Richard H.K. Onishi (D)	Hilo, Keaau, Kurtistown, Volcano
Fourth	Faye P. Hanohano (D)	Puna
Fifth	Denny Coffman (D)	Na'alehu, Ocean View, Capt. Cook, Kealakekua, Kailua-Kona
Sixth	Nicole E. Lowen (D)	Kailua-Kona, Holualoa, Kalaoa, Honokohau
Seventh	Cindy Evans (D)	North Kona, North Kohala, South Kohala
Eighth	Joseph M. Souki (D)	Kahakuloa, Waihee, Waiehu, Puuohala, Wailuku, Waikapu
Ninth	Gilbert S.C. Keith-Agaran (D) resigned on January 4, 2013 Justin H. Woodson (D) sworn in on January 16, 2013	Kahului, Puunene, Old Sand Hills, Maui Lani
Tenth	Angus L.K. McKelvey (D)	West Maui, Maalaea, North Kihei
Eleventh	Kaniela Ing (D)	Kihei, Wailea, Makena
Twelfth	Kyle T. Yamashita (D)	Sprecklesville, Pukalani, Makawao, Kula, Keokea, Ulupalakua, Kahului
Thirteenth	Mele Carroll (D)	Haiku, Hana, Kaupo, Kipahulu, Nahiku, Paia, Kahoolawe, Lanai, Moloka`i, Molokini
Fourteenth	Derek S.K. Kawakami (D)	Hanalei, Princeville, Kilauea, Anahola, Kapaa, Wailua
Fifteenth	James Kunane Tokioka (D)	Wailua Homesteads, Hanamaulu, Lihue, Puhi, Old Koloa Town, Omao
Sixteenth	Dee Morikawa (D)	Niihau, Lehua, Koloa, Waimea
Seventeenth	Gene Ward (R)	Hawaii Kai, Kalama Valley
Eighteenth	Mark J. Hashem (D)	Hahaione, Kuliouou, Niu Valley, Aina Haina, Waialae, Kahala
Nineteenth	Bertrand Kobayashi (D)	Waialae, Kahala, Diamond Head, Kaimuki, Kapahulu
Twentieth	Calvin K.Y. Say (D)	St. Louis Heights, Palolo, Maunalani Heights, Wilhelmina Rise, Kaimuki
Twenty-First	Scott Y. Nishimoto (D)	Kapahulu, McCully, Moiliili
Twenty-Second	Tom Brower (D)	Waikiki, Ala Moana
Twenty-Third	Isaac W. Choy (D)	Manoa, Punahou, University, Moiliili
Twenty-Fourth	Della Au Belatti (D)	Makiki, Tantalus, Papakolea, McCully, Pawaa, Manoa

District No.	Name	District
Twenty-Fifth	Sylvia Luke (D)	Makiki, Punchbowl, Nuuanu, Dowsett Highlands, Pacific Heights, Pauoa
Twenty-Sixth	Scott K. Saiki (D)	McCully, Kaheka, Kakaako, Downtown
Twenty-Seventh	Takashi Ohno (D)	Nuuanu, Liliha, Puunui, Alewa Heights
Twenty-Eighth	John M. Mizuno (D)	Kalihi Valley, Kamehameha Heights, portion of Lower Kalihi
Twenty-Ninth	Karl Rhoads (D)	Kalihi, Palama, Iwilei, Chinatown
Thirtieth	Romy M. Cachola (D)	Sand Island, Mokauea, Kapalama, Kalihi Kai
Thirty-First	Aaron Ling Johanson (R)	Moanalua, Red Hill, Foster Village, Aiea, Fort Shafter, Moanalua Gardens, Aliamanu, Lower Pearlridge
Thirty-Second	Linda Ichiyama (D)	Moanalua Valley, Salt Lake, Aliamanu
Thirty-Third	K. Mark Takai (D)	Aiea
Thirty-Fourth	Gregg Takayama (D)	Pearl City, Waimalu, Pacific Palisades
Thirty-Fifth	Roy M. Takumi (D)	Pearl City, Manana, Waipio
Thirty-Sixth	Beth Fukumoto (R)	Mililani Mauka, Mililani
Thirty-Seventh	Ryan I. Yamane (D)	Mililani, Waipio Gentry, Waikele
Thirty-Eighth	Henry J.C. Aquino (D)	Waipahu
Thirty-Ninth	Ty J.K. Cullen (D)	Royal Kunia, Village Park, Waipahu, Makakilo, West Loch
Fortieth	Bob McDermott (R)	Ewa, Ewa Beach, Ewa Gentry, Iroquois Point
Forty-First	Rida T.R. Cabanilla (D)	Ewa Villages, Ewa Beach, Ewa Gentry, Ocean Pointe, West Loch
Forty-Second	Sharon E. Har (D)	Kapolei, Makakilo
Forty-Third	Karen Awana (D)	Ewa Villages, Kalaeloa, Honokai Hale, Nanakai Gardens, Ko Olina, Kahe Point, Nanakuli, Lualualei, Maili
Forty-Fourth	Jo Jordan (D)	Waianae, Makaha, Makua, Maili
Forty-Fifth	Lauren Kealohilani Cheape (R)	Schofield, Mokuleia, Waialua, Kunia, Waipio Acres, Mililani
Forty-Sixth	Marcus R. Oshiro (D)	Wahiawa, Whitmore Village
Forty-Seventh	Richard Lee Fale (R)	Waialua, Haleiwa, Pupukea, Kahuku, Laie, Hauula, Waiahole, Sunset Beach, Punaluu, Kaaawa
Forty-Eighth	Jessica Wooley (D)	Kaneohe, Heeia, Ahuimanu, Kahaluu, Haiku Valley, Mokuoloe
Forty-Ninth	Ken Ito (D)	Kaneohe, Maunawili, Olomana
Fiftieth	Cynthia Thielen (R)	Kailua, Kaneohe Bay
Fifty-First	Chris Lee (D)	Kailua, Waimanalo

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THE HOUSE OF REPRESENTATIVES
TWENTY-SEVENTH LEGISLATURE, 2013
STATE OF HAWAII

1
Joseph M. Souki
Speaker

2
John M. Mizuno
Vice Speaker

3
Henry J.C. Aquino
Chair, Public Safety
*Majority Policy Leader

4
Karen Awana
Majority Floor Leader

5
Della Au Belatti
Chair, Health

6
Tom Brower
Chair, Tourism

7
Rida T.R. Cabanilla
Chair, Housing

8
Romy M. Cachola
Majority Whip

9
Mele Carroll
Chair, Human Services

10
Lauren Kealohilani Cheape
Minority Whip

11
Isaac W. Choy
Chair, Higher Education

12
Denny Coffman

13
Ty J.K. Cullen
*Assistant Majority Leader

14
Cindy Evans
Chair, Water & Land

15
Richard Lee Fale
Minority Whip

16
Beth Fukumoto
Minority Floor Leader

17
Faye P. Hanohano
Chair, Ocean, Marine Resources, & Hawaiian Affairs

18
Sharon E. Har
Majority Whip

19
Mark J. Hashem

20
Linda Ichiyama

21
Kaniela Ing

22
Ken Ito
Majority Whip

23
Aaron Ling Johanson
Minority Leader

24
Jo Jordan

25
Derek S.K. Kawakami
*Assistant Majority Leader

26
Bertrand Kobayashi

27
Chris Lee
Chair, Energy & Environmental Protection

28

Nicole E. Lowen

29

Sylvia Luke
Chair, Finance

30

Bob McDermott
Minority Whip

31

Angus L.K. McKelvey
Chair, Consumer Protection & Commerce

32

Dee Morikawa

33

Mark M. Nakashima
Chair, Labor & Public Employment

34

Scott Y. Nishimoto
Chair, Legislative Management

35

Takashi Ohno

36

Richard H.K. Onishi

37

Marcus R. Oshiro

38

Karl Rhoads
Chair, Judiciary

39

Scott K. Saiki
Majority Leader

40

Calvin K.Y. Say
Speaker Emeritus

41

K. Mark Takai
Chair, Veterans, Military, & International Affairs, & Culture and the Arts

42

Gregg Takayama

43

Roy M. Takumi
Chair, Education

44

Cynthia Thielen
Assistant Minority Leader

45

James Kunane Tokioka

46

Clift Tsuji
Chair, Economic Development & Business

47

Gene Ward
Minority Leader Emeritus

48

Justin H. Woodson

49

Jessica Wooley
Chair, Agriculture

50

Ryan I. Yamane
Chair, Transportation
*Majority Whip

51

Kyle T. Yamashita

52

Brian L. Takeshita
Chief Clerk

53

Rupert Juarez
Acting Assistant Chief Clerk

54

Kevin R. Kuroda
Sergeant-at-Arms

55

Leonard Paresa, Jr.
Assistant Sergeant-at-Arms

*Note: Amended pursuant to H.R. No. 218, which was adopted on May 2, 2013.

CERTIFICATE

We hereby certify that the minutes for each day's session of the Regular Session of 2013, as it appears in this House Journal are true and correct and that the original copies have been duly signed by the Speaker and the Clerk of the House of Representatives and are on file in the Archives of the State of Hawaii.

Joseph M. Souki,
Speaker of the House of Representatives

Brian L. Takeshita,
Clerk of the House of Representatives

HOUSE OF REPRESENTATIVES
REGULAR SESSION OF 2013
STANDING COMMITTEES

EDUCATION

EDUCATION – Chair, Roy M. Takumi; Vice Chair, Takashi Ohno. Henry J.C. Aquino, Isaac W. Choy, Faye P. Hanohano, Linda Ichiyama, Mark M. Nakashima, Calvin K.Y. Say, K. Mark Takai, Lauren Kealohilani Cheape, Richard Lee Fale.

HIGHER EDUCATION – Chair, Isaac W. Choy; Vice Chair, Linda Ichiyama. Henry J.C. Aquino, Faye P. Hanohano, Mark M. Nakashima, Takashi Ohno, Calvin K.Y. Say, K. Mark Takai, Roy M. Takumi, Lauren Kealohilani Cheape, Richard Lee Fale.

HUMAN SERVICES

HEALTH – Chair, Della Au Belatti; Vice Chair, Dee Morikawa. Rida T.R. Cabanilla, Mele Carroll, Jo Jordan, Bertrand Kobayashi, Marcus R. Oshiro, Justin H. Woodson, Lauren Kealohilani Cheape.

HOUSING – Chair, Rida T.R. Cabanilla; Vice Chair, Justin H. Woodson. Della Au Belatti, Mele Carroll, Jo Jordan, Bertrand Kobayashi, Dee Morikawa, Marcus R. Oshiro, Lauren Kealohilani Cheape.

HUMAN SERVICES – Chair, Mele Carroll; Vice Chair, Bertrand Kobayashi. Della Au Belatti, Rida T.R. Cabanilla, Jo Jordan, Dee Morikawa, Marcus R. Oshiro, Justin H. Woodson, Beth Fukumoto.

PHYSICAL RESOURCES

ENERGY & ENVIRONMENTAL PROTECTION – Chair, Chris Lee; Vice Chair, Cynthia Thielen. Denny Coffman, Ty J.K. Cullen, Cindy Evans, Faye P. Hanohano, Derek S.K. Kawakami, Nicole E. Lowen, Calvin K.Y. Say, Richard Lee Fale.

OCEAN, MARINE RESOURCES, AND HAWAIIAN AFFAIRS – Chair, Faye P. Hanohano; Vice Chair, Ty J.K. Cullen. Denny Coffman, Cindy Evans, Derek S.K. Kawakami, Chris Lee, Nicole E. Lowen, Calvin K.Y. Say, Richard Lee Fale.

WATER & LAND – Chair, Cindy Evans; Vice Chair, Nicole E. Lowen. Denny Coffman, Ty J.K. Cullen, Faye P. Hanohano, Derek S.K. Kawakami, Chris Lee, Calvin K.Y. Say, Richard Lee Fale, Cynthia Thielen.

JUSTICE & CONSUMER PROTECTION

CONSUMER PROTECTION & COMMERCE – Chair, Angus L.K. McKelvey; Vice Chair, Derek S.K. Kawakami. Della Au Belatti, Tom Brower, Rida T.R. Cabanilla, Romy M. Cachola, Mele Carroll, Cindy Evans, Sharon E. Har, Ken Ito, Chris Lee, Marcus R. Oshiro, Clift Tsuji, Ryan I. Yamane, Bob McDermott, Cynthia Thielen.

JUDICIARY – Chair, Karl Rhoads; Vice Chair, Sharon E. Har. Della Au Belatti, Tom Brower, Rida T.R. Cabanilla, Mele Carroll, Ken Ito, Derek S.K. Kawakami, Chris Lee, Clift Tsuji, Jessica Wooley, Bob McDermott, Cynthia Thielen.

GOVERNMENT RESOURCES & PUBLIC SAFETY

LABOR & PUBLIC EMPLOYMENT – Chair, Mark M. Nakashima; Vice Chair, Mark J. Hashem. Henry J.C. Aquino, Linda Ichiyama, Kaniela Ing, Roy M. Takumi, Ryan I. Yamane, Kyle T. Yamashita, Aaron Ling Johanson.

PUBLIC SAFETY – Chair, Henry J.C. Aquino; Vice Chair, Kaniela Ing. Mark J. Hashem, Linda Ichiyama, Mark M. Nakashima, Roy M. Takumi, Ryan I. Yamane, Kyle T. Yamashita, Bob McDermott.

TRANSPORTATION – Chair, Ryan I. Yamane; Vice Chair, Linda Ichiyama. Henry J.C. Aquino, Mark J. Hashem, Kaniela Ing, Mark M. Nakashima, Roy M. Takumi, Kyle T. Yamashita, Beth Fukumoto.

ECONOMIC DEVELOPMENT

AGRICULTURE – Chair, Jessica Wooley; Vice Chair, Richard H.K. Onishi. Tom Brower, Romy M. Cachola, Isaac W. Choy, Takashi Ohno, Gregg Takayama, James Kunane Tokioka, Clift Tsuji, Lauren Kealohilani Cheape, Gene Ward.

ECONOMIC DEVELOPMENT & BUSINESS – Chair, Clift Tsuji; Vice Chair, Gene Ward. Tom Brower, Romy M. Cachola, Isaac W. Choy, Takashi Ohno, Richard H.K. Onishi, Gregg Takayama, James Kunane Tokioka.

VETERANS, MILITARY, & INTERNATIONAL AFFAIRS, & CULTURE AND THE ARTS – Chair, K. Mark Takai; Vice Chair, Ken Ito. Tom Brower, Romy M. Cachola, Isaac W. Choy, Takashi Ohno, Richard H.K. Onishi, Gregg Takayama, Clift Tsuji, Bob McDermott.

TOURISM – Chair, Tom Brower; Vice Chair, Romy M. Cachola. Isaac W. Choy, Takashi Ohno, Richard H.K. Onishi, Gregg Takayama, James Kunane Tokioka, Clift Tsuji, Gene Ward.

FISCAL & LEGISLATIVE MANAGEMENT

FINANCE – Chair, Sylvia Luke; Vice Chair, Scott Y. Nishimoto; Vice Chair, Aaron Ling Johanson. Ty J.K. Cullen, Mark J. Hashem, Kaniela Ing, Jo Jordan, Bertrand Kobayashi, Nicole E. Lowen, Dee Morikawa, Richard H.K. Onishi, Gregg Takayama, James Kunane Tokioka, Justin H. Woodson, Kyle T. Yamashita, Beth Fukumoto, Gene Ward.

LEGISLATIVE MANAGEMENT – Chair, Scott Y. Nishimoto; Vice Chair, John M. Mizuno. Karen Awana, Romy M. Cachola, Angus L.K. McKelvey, Scott K. Saiki, Aaron Ling Johanson.

Note: 2013 Standing Committee Assignments pursuant to H.R. No. 4, which was adopted on January 16, 2013; H.R. No. 10, which was adopted on January 22, 2013; and H.R. No. 219, which was adopted on May 2, 2013.

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Note: In accordance with Article III, Section 10 of the Constitution of the State of Hawaii, the mandatory recess was held on February 21, 22, 25, 26 and 27, 2013.

2013 LEGISLATIVE TIMETABLE

Date	Leg. Day	Deadline
January 16th (Wednesday)	1st	Opening Day.
January 18th (Friday)	3rd	Last day to introduce all packages of bills except for the administration's (State Executive Branch).
January 22nd (Tuesday)	4th	State-of-the-State Address.
		Last day to introduce the administration's package of bills (State Executive Branch).
January 23rd (Wednesday)	---	One-day recess.
January 24th (Thursday)	5th	Last day for bill introductions.
January 25th (Friday)	---	One-day recess.
January 31st (Thursday)	9th	Last day for organizations to submit grant and subsidy requests to the Legislature.
February 21st (Thursday) through February 27th (Wednesday)	---	Mandatory 5-day recess.
March 1st (Friday)	24th	Filing deadline for First Decking. Last day to deck non-budget bills for Third Reading in the originating body.
March 4th (Monday)	---	One-day recess.
March 6th (Wednesday)	---	One-day recess.
March 7th (Thursday)	26th	First Crossover. Last day for Third Reading of bills in the originating body.
March 11th (Monday)	28th	Filing deadline for budget bills.
March 13th (Wednesday)	30th	Last day for Third Reading of budget bills in the originating body.
		Last day to introduce substantive resolutions.
March 27th (Wednesday)	39th	Joint Session for Hawaii Medal of Honor ceremony.
April 5th (Friday)	45th	Filing deadline for Second Decking. Last day to deck bills that were amended by the receiving (non-originating) body.
April 8th (Monday)	---	One-day recess.
April 10th (Wednesday)	---	One-day recess.
April 11th (Thursday)	47th	Second Crossover. Last day for Third Reading of bills that were amended by the receiving (non-originating) body.
		Disagree. Last day to disagree with the other body's drafts of bills.
April 12th (Friday)	48th	First Crossover for concurrent resolutions. Last day to pass concurrent resolutions to the non-originating body.
April 19th (Friday)	53rd	Deadline for final form of constitutional amendments.
April 22nd (Monday)	54th	Second Crossover for concurrent resolutions. Last day to pass concurrent resolutions that were amended by the receiving (non-originating) body.
April 25th (Thursday)	57th	Last day to file non-fiscal bills to deck for Final Reading.
April 26th (Friday)	58th	Last day to file fiscal bills to deck for Final Reading.
April 29th (Monday)	---	One-day recess.
May 1st (Wednesday)	---	One-day recess.
May 2nd (Thursday)	60th	Adjournment Sine Die.

/s/ Donna Mercado Kim
Donna Mercado Kim
Senate President

1/15/13
Date

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House

1/15/13
Date

SECOND DAY

Thursday, January 17, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Stacelyn Eli of Representative Awana's office, after which the Roll was called showing all Members present with the exception of Representatives Rhoads and Say, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1 through 127, and 129 through 142) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1, dated September 14, 2012, transmitting the Expenditure Plan for Watershed Related Appropriations, prepared by the Department of Land and Natural Resources pursuant to Act 106, Section 134, SLH 2012.

Gov. Msg. No. 2, dated October 5, 2012, transmitting the report, "Status of the Kaho'olawe Rehabilitation Trust Fund", prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5(e), HRS.

Gov. Msg. No. 3, dated October 8, 2012, transmitting the Report on Geothermal Royalty Dispositions and Status of Geothermal and Cable System Development Fiscal Year 2011-2012, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 4, dated October 9, 2012, transmitting a report on the Hawaii Statewide Trail and Access System "Na Ala Hele", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9(7), HRS.

Gov. Msg. No. 5, dated October 10, 2012, transmitting the Office of Information Management and Technology Procurement Report as of August 31, 2012, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 6, dated October 12, 2012, transmitting the report, "Status on Rulemaking to Promote Safety of Ocean and Beach Users in the State's Nearshore Waters and Findings and Recommendations of the West Maui Ocean Recreation Management Area Advisory Committee", prepared by the Department of Land and Natural Resources pursuant to Act 195, SLH 2012.

Gov. Msg. No. 7, dated October 12, 2012, transmitting the report, "Relating to the Land Conservation Fund and the Legacy Land Conservation Program", prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 8, dated October 12, 2012, transmitting the report, "The Hawaii Historic Preservation Special Fund for Fiscal Year 2011-2012", prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 9, dated October 12, 2012, transmitting the report, "Instances of Usage of Electric Guns", prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Section 134-16(d), HRS.

Gov. Msg. No. 10, dated October 12, 2012, transmitting the report, "Relating to the Forest Stewardship Program", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 11, dated October 12, 2012, transmitting the report, "The Hawaii Dam and Reservoir Safety Program State Fiscal Year 2012", prepared by the Department of Land and Natural Resources pursuant to Section 179D-29, HRS.

Gov. Msg. No. 12, dated October 12, 2012, transmitting the report, "Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183-5, HRS.

Gov. Msg. No. 13, dated October 12, 2012, transmitting the report, "Budgetary and Other Issues Regarding Invasive Species", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 194-2, HRS.

Gov. Msg. No. 14, dated October 16, 2012, transmitting the report, "Relating to Public Land Liability and Recommendations of the Task Force on Beach and Water Safety", prepared by the Department of Land and Natural Resources, pursuant to Act 82, SLH 2003, as amended by Act 152, SLH 2007, as amended by Act 81, SLH 2009; and Act 190, SLH 1996, as amended by Act 101, SLH 1999, as amended by Act 170, SLH 2002, as amended by Act 152, SLH 2007, as amended by Act 81, SLH 2009.

Gov. Msg. No. 15, dated October 18, 2012, transmitting the report, "Film Permits That Have Been Issued for the Use of Jet Skis for Fiscal Year 2010 and Fiscal Year 2011", prepared by the Department of Business, Economic Development and Tourism, Hawaii Film Office, pursuant to Act 89, SLH 2009.

Gov. Msg. No. 16, dated October 19, 2012, transmitting the report, "Relating to the Wildlife Revolving Fund Fiscal Year 2012", prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 17, dated October 24, 2012, transmitting the report, "Identification of Rivers and Streams Worthy of Protection", prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31(c) (4), HRS.

Gov. Msg. No. 18, dated October 26, 2012, transmitting the report, "Relating to the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 19, dated October 30, 2012, transmitting the Project-Funded Staff Services Budget Report Fiscal Year 2012-2013, prepared by the Department of Land and Natural Resources pursuant to Act 164, Section 42, SLH 2011.

Gov. Msg. No. 20, dated October 30, 2012, transmitting the Progress Report on the Makaha Valley Flood Study, prepared by the Department of Land and Natural Resources pursuant to Act 283, SLH 2012.

Gov. Msg. No. 21, dated November 1, 2012, transmitting the Administratively Established Accounts and Funds Report for Fiscal Year 2012, prepared by the Department of Land and Natural Resources pursuant to Section 37-52.5, HRS.

Gov. Msg. No. 22, dated November 9, 2012, transmitting the report, "Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the period July 1, 2011 - June 30,

2012", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 23, dated November 21, 2012, transmitting the report, "Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions (Revised Article 9)", prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.

Gov. Msg. No. 24, dated November 21, 2012, transmitting the Report on Goals, Objectives, and Policies, prepared by the Department of Land and Natural Resources pursuant to Act 100, Sections 6-7, SLH 1999.

Gov. Msg. No. 25, dated November 23, 2012, transmitting the Annual Report of the Stadium Authority - Stadium Special Fund for Fiscal Year Ended June 30, 2012, prepared by the Department of Accounting and General Services pursuant to Section 109-3, HRS.

Gov. Msg. No. 26, dated November 30, 2012, transmitting the Office of Information Management and Technology Procurement Report as of October 31, 2012, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 27, dated December 3, 2012, transmitting the Status Report on Housing First Programs and Services FY 2012, prepared by the Department of Human Services, Benefit, Employment and Support Services Division, pursuant to Section 346-378, HRS.

Gov. Msg. No. 28, dated December 3, 2012, transmitting the Dual QUEST and Private Recipients Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to H.C.R. No. 199, H.D. 1 (2010).

Gov. Msg. No. 29, dated December 14, 2012, transmitting the Report on the Wellness Center that Reestablishes Native Hawaiian Cultural Practices, prepared by the Department of Public Safety pursuant to Act 117, SLH 2012.

Gov. Msg. No. 30, dated December 3, 2012, transmitting the Report on Home Property Liens, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 31, dated December 3, 2012, transmitting the Report on the Demonstration Project to Integrate Healthcare for Individuals Enrolled in Both Medicaid and Medicare, prepared by the Department of Human Services, Med-QUEST Division, pursuant to S.R. No. 90 (2012).

Gov. Msg. No. 32, dated December 6, 2012, transmitting the State Public Charter School Commission Annual Report, pursuant to Section 302D-7, HRS.

Gov. Msg. No. 33, dated December 10, 2012, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year ending June 30, 2012, prepared by the Department of Education pursuant to Act 129, SLH 1989, and Act 327, SLH 1993 as amended by Act 45, SLH 1999.

Gov. Msg. No. 34, dated December 10, 2012, transmitting the report, "Status of the Program for Environmentally-Themed Products to Support the Environment", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 35, dated December 10, 2012, transmitting the report, "Implementation of Chapter 190D, Hawaii Revised Statutes, Ocean and Submerged Lands Leasing", prepared by the Department of Land and Natural Resources and the Department of Agriculture, pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 36, dated December 10, 2012, transmitting the report, "Moving Public Libraries Forward, Strategic Plan 2013-2015", prepared by the Department of Education, Hawaii State Public Library System, pursuant to S.C.R. No. 122 (2012).

Gov. Msg. No. 37, dated December 3, 2012, transmitting the Psychotropic Medication Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-59.9, HRS.

Gov. Msg. No. 38, dated December 11, 2012, transmitting the Progress Report Regarding the Establishment of the Public Land Trust Inventory, prepared by the Department of Land and Natural Resources pursuant to Act 54, Section 3, SLH 2011.

Gov. Msg. No. 39, dated December 12, 2012, transmitting the report, "Disaster Relief Expenditures Resulting from the October 15, 2006 Kiholo Bay Earthquake", prepared by the Department of Land and Natural Resources pursuant to Act 78, Section 5, SLH 2007.

Gov. Msg. No. 40, dated December 12, 2012, transmitting the report, "Accounting of All Receipts from Lands Described in Section 5(f) of the Admission Act for Fiscal Year 2011-2012", prepared by the Department of Land and Natural Resources pursuant to Act 178, Section 5, SLH 2006.

Gov. Msg. No. 41, dated December 14, 2012, transmitting the Energy Resources Coordinator's Annual Report 2012, prepared by the Department of Business, Economic Development and Tourism, State Energy Office, pursuant to Act 155, SLH 2009.

Gov. Msg. No. 42, dated December 14, 2012, transmitting the Biofuels Study Final Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 203, SLH 2011.

Gov. Msg. No. 43, dated December 14, 2012, transmitting the Report Regarding Financing Mechanisms to Assist Private Parking Lot Owners with the Costs Associated with Providing Electric Vehicle Charging Infrastructure, prepared by the Department of Business, Economic Development and Tourism, State Energy Office, pursuant to H.R. No. 155 (2012).

Gov. Msg. No. 44, dated December 14, 2012, transmitting the Criminal Offender Treatment Act Report, prepared by the Department of Public Safety, Corrections Program Services Division, pursuant to 353G-13(c), HRS.

Gov. Msg. No. 45, dated December 14, 2012, transmitting the Report Relating to Cognitive Restructuring, prepared by the Department of Public Safety, Corrections Program Services Division, pursuant to Act 193, SLH 2010.

Gov. Msg. No. 46, dated December 14, 2012, transmitting the Sexual Assaults in Correctional Facilities Report, prepared by the Department of Public Safety pursuant to Act 194, SLH 2010.

Gov. Msg. No. 47, dated December 14, 2012, transmitting the Corrections Population Management Commission Report, prepared by the Department of Public Safety pursuant to Section 353F-5, HRS.

Gov. Msg. No. 48, dated December 14, 2012, transmitting the Justice Reinvestment Initiative Report, prepared by the Department of Public Safety pursuant to Act 106, SLH 2012.

Gov. Msg. No. 49, dated December 14, 2012, transmitting the Return of Out-of-State Inmates Annual Report, prepared by the Department of Public Safety pursuant to Section 353 H-7, HRS.

Gov. Msg. No. 50, dated December 14, 2012, transmitting the Gender-Responsive Community Based Programs for Women Annual Report, prepared by the Department of Public Safety, Corrections Program Services Division, pursuant to Section 367D-008, HRS.

Gov. Msg. No. 51, dated December 14, 2012, transmitting the Expenditure on Overtime Related to Special Duty Assignments Report, prepared by the Department of Public Safety, Sheriff Division, pursuant to Act 164, Section 24, SLH 2011.

Gov. Msg. No. 52, dated December 14, 2012, transmitting the Fiscal Year 2012 Annual Report of the Narcotics Enforcement Division, prepared by the Department of Public Safety pursuant to Section 329-11, HRS.

Gov. Msg. No. 53, dated December 14, 2012, transmitting the Overtime Cost Report, prepared by the Department of Public Safety pursuant to Act 164, Section 133, SLH 2011.

Gov. Msg. No. 54, dated December 14, 2012, transmitting the Annual Report on Goals and Objectives, prepared by the Department of Public Safety pursuant to Act 100, Sections 6-7, SLH 1999.

Gov. Msg. No. 55, dated December 14, 2012, transmitting the Annual Report on the Status of the Federal Reimbursement Maximization Special Fund, prepared by the Department of Public Safety pursuant to Section 353C-7, HRS.

Gov. Msg. No. 56, dated December 14, 2012, transmitting the Annual Report on Mental Health Services for Committed Persons, prepared by the Department of Public Safety pursuant to Act 144, SLH 2007.

Gov. Msg. No. 57, dated December 14, 2012, transmitting the Clean Energy Initiatives/Barrel Tax Report, prepared by the Department of Business, Economic Development and Tourism, State Energy Office, pursuant to Act 73, SLH 2010.

Gov. Msg. No. 58, letter, dated October 11, 2012, informing the Legislature that the Governor has approved the delegation of $1,000,000 in general obligation bonds from the Department of Public Safety to the Department of Accounting and General Services for the "Planning for the Orderly Development of New Correctional Facilities, Statewide,", pursuant to Act 164, SLH 2011, Item I-2 as amended by Act 106, SLH 2012.

Gov. Msg. No. 59, dated December 17, 2012, transmitting the Multi-Year Program and Financial Plan and Executive Budget for the Period 2013-19, the Variance Report for FYs 2012-13, and the Budget in Brief for FB 2012-2013, prepared by the Department of Budget and Finance pursuant to Sections 37-69, 37-71, and 37-75, HRS.

Gov. Msg. No. 60, dated December 17, 2012, transmitting the Hawaii Small Business Regulatory Review Board's 2012 Annual Report and 2012 Periodic Review - Evaluation Report, prepared by the Department of Business, Economic Development and Tourism, pursuant to Sections 201M-5 and 201M-7, HRS.

Gov. Msg. No. 61, dated December 18, 2012, transmitting the 2013 Report on Positions Exempted from Civil Service, prepared by the Department of Human Resources Development pursuant to Act 300, SLH 2006 (report amended on December 27, 2012).

Gov. Msg. No. 62, dated December 21, 2012, transmitting the 2012 Annual Report of the Hawaii Strategic Development Corporation, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 211F-15, HRS.

Gov. Msg. No. 63, dated November 8, 2012, transmitting the Office of Information Management and Technology Procurement Report, pursuant to Act 222.

Gov. Msg. No. 64, dated December 14, 2012, transmitting the Department of Public Safety's Hawaii Correctional Industries Annual Report for Fiscal Year 2012, pursuant to 354D-3.5, HRS.

Gov. Msg. No. 65, dated December 26, 2012, transmitting the following reports prepared by the Department of Accounting and General Services: Annual Report on Goals and Objectives for Fiscal Year ending June 30, 2012, pursuant to Act 100, SLH 1999; Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for $10,000 or Less for Fiscal Year 2011-2012, pursuant to Section 41D-4, HRS; Annual Report on the Enhanced 911 Board for the Fiscal Year ending June 30, 2012, pursuant to Section 138-6, HRS; and the 2012 Annual Report on the Building Code Council, pursuant to Section 107-30, HRS.

Gov. Msg. No. 66, dated December 27, 2012, transmitting the Special Fund Report for Fiscal Year 2011-2012, prepared by the Public Utilities Commission pursuant to Section 269-33(c), HRS.

Gov. Msg. No. 67, dated December 27, 2012, transmitting the Annual Report for Fiscal Year 2011-2012, prepared by the Public Utilities Commission pursuant to Section 269-5, HRS.

Gov. Msg. No. 68, dated December 27, 2012, transmitting the report, "Relating to Charter Schools", prepared by the Department of Education pursuant to Act 130, Section 21, SLH 2012.

Gov. Msg. No. 69, dated December 27, 2012, transmitting the Annual Report of the State Education Facilities Improvement Special Fund for Fiscal Year 2011-2012, prepared by the Department of Education pursuant to Section 36-32, HRS.

Gov. Msg. No. 70, dated December 27, 2012, transmitting the Report on Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74(d), HRS.

Gov. Msg. No. 71, dated December 27, 2012, transmitting the Federal and Trust Funds Report, prepared by the Department of Education pursuant to Section 29-25, HRS.

Gov. Msg. No. 72, dated December 27, 2012, transmitting the Report on the Classification/Compensation Appeals Board, prepared by the Department of Education pursuant to Section 302A-620, HRS.

Gov. Msg. No. 73, dated December 27, 2012, transmitting the Report on the Comprehensive Accountability System, prepared by the Department of Education pursuant to Section 302A-1004(b), HRS.

Gov. Msg. No. 74, dated December 27, 2012, transmitting the Report Relating to Early Learning, prepared by the Department of Education pursuant to Act 14, SLH 2008, First Special Session.

Gov. Msg. No. 75, dated December 27, 2012, transmitting the annual report on the total number of requests for a due process hearing relating to the reimbursement of costs for a child's placement filed by a parent or guardian of a child with a disability, prepared by the Department of Education pursuant to Act 179, SLH 2008.

Gov. Msg. No. 76, dated December 27, 2012, transmitting the Board of Education's Review of its By-laws, Policies, Applicable Administrative Rules and Statues to Improve the Effectiveness of the Educational Delivery System, prepared by the Department of Education pursuant to S.C.R. No. 79, S.D. 1 (2011).

Gov. Msg. No. 77, dated December 27, 2012, transmitting the Report Relating to School Impact Fees, prepared by the Department of Education pursuant to Act 245, SLH 2007, and Act 188, SLH 2010.

Gov. Msg. No. 78, dated December 27, 2012, transmitting the report, "Requesting the DOE to Conduct Research on the Correlation between Children who are Late-born and Educational Outcomes", prepared by the Department of Education pursuant to S.C.R. No. 80 (2012).

Gov. Msg. No. 79, dated December 27, 2012, transmitting the Federal Grants Search, Development, and Application Revolving Fund Report, prepared by the Department of Education pursuant to Section 302A-1405, HRS.

Gov. Msg. No. 80, dated December 27, 2012, transmitting the Annual Report on the Teacher Education Coordinating Committee, prepared by the Department of Education pursuant to Section 304A-1202, HRS.

Gov. Msg. No. 81, dated December 27, 2012, transmitting the report, "Requesting the BOE and DOE to Apply to the U.S. DOE for a Waiver of the Requirements of the No Child Left Behind Act", prepared by the Department of Education pursuant to S.C.R. No. 120 (2012).

Gov. Msg. No. 82, dated December 27, 2012, transmitting the Mandatory Expulsion Policy for Possession of a Firearm School Year 2011-2012 Report, prepared by the Department of Education pursuant to Section 302A-1134, HRS.

Gov. Msg. No. 83, dated December 27, 2012, transmitting the Report on Overtime, prepared by the Department of Education pursuant to Act 106, Section 15, SLH 2012.

Gov. Msg. No. 84, dated December 27, 2012, transmitting the report, "Requesting the BOE and DOE to Collaborate with Parent Organizations to Establish, Implement, and Monitor Statewide Policies for Family Engagement in Hawaii's Public Schools", prepared by the Department of Education pursuant to S.C.R. No. 145 (2011).

Gov. Msg. No. 85, dated December 27, 2012, transmitting the Carryover of Funds Report, prepared by the Department of Education pursuant to Section 37-41.5, HRS.

Gov. Msg. No. 86, dated December 17, 2012, transmitting the Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health pursuant to section 321-234 (d), HRS.

Gov. Msg. No. 87, dated December 26, 2012, transmitting the Annual Audit Report of the Sanitation Branch, prepared by the Department of Health pursuant to section 321-27.5, HRS.

Gov. Msg. No. 88, dated December 27, 2012, transmitting the Report Relating to Remote Dispensing Machines, prepared by the Department of Commerce and Consumer Affairs, Board of Pharmacy, pursuant to Act 212, SLH 2008.

Gov. Msg. No. 89, dated December 27, 2012, transmitting the Medical Claims Conciliation Panel and the Design Claims Conciliation Panel Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Sections 671-20 and 672B-17, HRS.

Gov. Msg. No. 90, dated December 27, 2012, transmitting the Annual Safe Routes to School Report, prepared by the Department of Transportation pursuant to Act 317, SLH 2012.

Gov. Msg. No. 91, dated December 27, 2012, transmitting the Report on the Primary Care Incentive Program, prepared by the Department of Health pursuant to Section 321-1.5(6), HRS.

Gov. Msg. No. 92, dated December 27, 2012, transmitting the Mortgage Foreclosure Dispute Resolution Program Report, prepared by the Department of Commerce and Consumer Affairs, Office of Administrative Hearings, pursuant to Act 48, Section 41, SLH 2011.

Gov. Msg. No. 93, dated December 27, 2012, transmitting the Annual Report for the Domestic Violence and Sexual Assault Special Fund, prepared by the Department of Health pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 94, dated December 27, 2012, transmitting the Report on the Development of the Early Learning System, prepared by the Executive Office on Early Learning, pursuant to Act 178, SLH 2012.

Gov. Msg. No. 95, dated December 27, 2012, transmitting a report on the implementation of Act 248, SLH 2012 from the Licensing Administrator to the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, pursuant to Act 248, SLH 2012.

Gov. Msg. No. 96, dated December 27, 2012, transmitting the Report on Parental Preferences in Government Contracts, Programs, and Services, prepared by the Department of Human Resources Development pursuant to Act 162, SLH 2002.

Gov. Msg. No. 97, dated December 27, 2012, transmitting the Public Utilities Commission's Annual Report for Fiscal Year ending June 30, 2012, pursuant to Section 269-5, HRS.

Gov. Msg. No. 98, dated December 27, 2012, transmitting the Annual Report of the Insurance Commissioner, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 99, dated December 27, 2012, transmitting the Hawaii Public Housing Authority's Annual Report to the Legislature, pursuant to section 356D-20, HRS.

Gov. Msg. No. 100, dated December 27, 2012, transmitting the Basic Health Program Report prepared by the Department of Commerce and Consumer Affairs pursuant to Act 254, SLH 2012.

Gov. Msg. No. 101, dated December 27, 2012, transmitting the Annual Report on the Development and Expansion of Telework Initiatives and the Receipt and Expenditures of Federal Moneys from the American Recovery and Reinvestment Act (ARRA) of 2009 Report, prepared by the Department of Commerce and Consumer Affairs, Cable Television Division, pursuant to Act 199, SLH 2010.

Gov. Msg. No. 102, dated December 27, 2012, transmitting the 2012 Annual Compliance Resolution Fund Report, prepared by the Department of Commerce and Consumer Affairs pursuant to section 26-9(o), HRS, and Act 100, SLH 1999.

Gov. Msg. No. 103, dated December 27, 2012, transmitting the External Review Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.

Gov. Msg. No. 104, dated December 27, 2012, transmitting the Relating to the State Budget Report on Overpayments, prepared by the Department of Education pursuant to Act 106, SLH 2012.

Gov. Msg. No. 105, dated December 27, 2012, transmitting the Establishing A Manoa Road Task Force Report, prepared by the Department of Land and Natural Resources' pursuant to HCR 153, Regular Session of 2012.

Gov. Msg. No. 106, dated December 28, 2012 transmitting the 2013 Annual Report of the Hawaii Teacher Standards Board, pursuant to section 302A-803, HRS.

Gov. Msg. No. 107, dated December 28, 2012, transmitting the Annual Report Status of the Office of Health Care Assurance Special Fund Including the Amount of Monies Deposited into and Expended from the Fund, and Sources of Receipts and Uses of Expenditures, prepared by the Department of Health pursuant to Section 321-1.4, HRS.

Gov. Msg. No. 108, dated December 28, 2012, transmitting the Annual Report on Dental Health Activities, Expenditures, and Recommendations, prepared by the Department of Health pursuant to section 321-63, HRS.

Gov. Msg. No. 109, dated December 28, 2012, transmitting the Annual Report on the Developmental Disability or Intellectual Disabilities Services and Support, prepared by the Department of Health pursuant to Section 333F-6, HRS.

Gov. Msg. No. 110, dated December 28, 2012, transmitting the Annual Report, Kalaupapa Settlement Improvements, Patient Tracking, and Non-patient Costs, prepared by the Department of Health pursuant to section 326-25.5, HRS.

Gov. Msg. No. 111, dated December 28, 2012, transmitting the Annual Report on the Activities under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Section 321H-4, HRS.

Gov. Msg. No. 112, dated December 28, 2012, transmitting the 2012 Annual Report of the Office of Information Practices, pursuant to Section 92F-42(7), HRS.

Gov. Msg. No. 113, dated December 28, 2012, transmitting the Report on Land Dispositions Made of Public Lands for Calendar Year 2012, prepared by the Department of Land and Natural Resources pursuant to section 171-29, HRS.

Gov. Msg. No. 114, dated December 31, 2012, transmitting the Hawaii State Public Library System's Strategic Plan, 2009-2013 - Planning Hawaii's Public Library Future - Progress Report Fiscal Year 2012, prepared by the Department of Education, Hawaii State Public Library System pursuant to Act 100, SLH 1999.

Gov. Msg. No. 115, dated December 31, 2012, transmitting the Executive Branch Workforce Profile Report, prepared by the Department of Human Resources Development pursuant to Act 016, SLH 2012.

Gov. Msg. No. 116, dated December 31, 2012, transmitting the Assistance Allowance and Public Assistance Cost Control Recommendations Report, prepared by the Department of Human Services pursuant to section 346-54, HRS.

Gov. Msg. No. 117, dated January 2, 2013, transmitting the Annual Report on Goals and Objectives, prepared by the Department of the Attorney General pursuant to Act 100, SLH 1999 as amended by Act 154, SLH 2005.

Gov. Msg. No. 118, dated January 2, 2013, transmitting the Annual Report on the Number of Pen Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State, prepared by the Department of the Attorney General pursuant to Section 803-47(c), HRS.

Gov. Msg. No. 119, dated January 2, 2013, transmitting the Report Relating to Rental Housing Trust Fund Project Awards, prepared by the Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, pursuant to Section 201H-202(f), HRS.

Gov. Msg. No. 120, dated January 2, 2013, transmitting the Annual Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies, prepared by the Department of the Attorney General pursuant to Section 28-16, HRS.

Gov. Msg. No. 121, dated January 2, 2013, transmitting the Relating to the Implementation of the Watershed Initiative Report, prepared by the Department of Land and Natural Resources pursuant to Act 106, section 134, SLH 2012.

Gov. Msg. No. 122, dated January 2, 2013, transmitting the 2012 Annual Report of the Real Estate Commission, which incorporates the Condominium Education Trust Fund Report, prepared by the Department of Commerce and Consumer Affairs, Real Estate Branch, pursuant to sections 467-4(5) and 514B-73(d), HRS.

Gov. Msg. No. 123, dated January 2, 2013, transmitting the Annual Report on the Tobacco Enforcement Special Fund, prepared by the Department of the Attorney General pursuant to Section 28-15(d), HRS.

Gov. Msg. No. 124, dated January 2, 2013, transmitting the Report on Creating an Efficient Tracking Method for Deoxyribonucleic Acid (DNA) Rape Kits, prepared by the Department of the Attorney General pursuant to H.C.R. No. 99, H.D. 1 (2012).

Gov. Msg. No. 125, dated January 2, 2013, transmitting the Report on the Use of the Hawaii Omnibus Criminal Forfeiture Act, prepared by the Department of the Attorney General pursuant to Section 712A-16(6), HRS.

Gov. Msg. No. 126, dated January 2, 2013, transmitting the Annual Report on the Antitrust Trust Fund, prepared by the Department of the Attorney General pursuant to section 28-13(d), HRS.

Gov. Msg. No. 127, dated January 2, 2013, transmitting the Annual Report on Recommendations for Denial of Claims for Legislative Relief, prepared by the Department of the Attorney General pursuant to section 37-77, HRS.

Gov. Msg. No. 129, dated December 15, 2012, transmitting the 2011-2012 Annual Report of the Employment and Training Fund Program, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-128, HRS.

Gov. Msg. No. 130, dated December 15, 2012, transmitting the 2011-2012 Annual Report of the Hoisting Machine Operators' Advisory Board, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-20, HRS.

Gov. Msg. No. 131, dated December 15, 2012, transmitting the 2011-2012 Annual Report of the Hawai'i Civil Rights Commission, prepared by the Department of Labor and Industrial Relations pursuant to Sections 368-3, 368-4, and 515-9, HRS.

Gov. Msg. No. 132, dated December 15, 2012, transmitting the 2011-2012 Annual Report of the Hawaii Labor Relations Board, prepared by the Department of Labor and Industrial Relations pursuant to Section 89-5, HRS.

Gov. Msg. No. 133, dated December 26, 2012, transmitting the Hawaii Occupational Safety and Health Division's 2011-2012 Annual Report of Contested Cases, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-11(k), HRS.

Gov. Msg. No. 134, dated December 26, 2012, transmitting the 2012 Annual Report of the Office of Language Access, prepared by the Department of Labor and Industrial Relations pursuant to Act 290, SLH 2006.

Gov. Msg. No. 135, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the State Fire Council, prepared by the Department of Labor and Industrial Relations.

Gov. Msg. No. 136, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Employment and Training Special Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-128, HRS.

Gov. Msg. No. 137, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Special Premium Supplementation Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 393-41, HRS.

Gov. Msg. No. 138, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Special Compensation Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 386-151, HRS.

Gov. Msg. No. 139, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Special Fund for Temporary Disability Benefits, prepared by the Department of Labor and Industrial Relations pursuant to Section 392-61, HRS.

Gov. Msg. No. 140, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Special Unemployment Insurance Administration Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-127, HRS.

Gov. Msg. No. 141, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Hoisting Machine Operators' Certification Revolving Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-20, HRS.

Gov. Msg. No. 142, dated December 26, 2012, transmitting the 2011-2012 Annual Report of the Unemployment Compensation Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-121, HRS.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 1 through 34, 41 through 52, and 55 through 61) were received by the Clerk and were placed on file:

Dept. Com. No. 1, from the Deputy County Clerk, County of Kaua'i, dated September 27, 2012, transmitting Resolution No. 2012-52, Draft 1, which was adopted by the Kaua'i County Council on September 26, 2012.

Dept. Com. No. 2, from the Office of the Auditor, dated October 10, 2012, transmitting the report, "Sunrise Analysis: Regulation of Ziplines and Canopy Tours" (Report No. 12-08).

Dept. Com. No. 3, from the County Clerk, County of Hawai'i, dated October 22, 2012, transmitting Resolution No. 303-12, which was adopted by the Hawai'i County Council on October 3, 2012.

Dept. Com. No. 4, from the County Clerk, County of Hawai'i, dated October 26, 2012, transmitting Resolution No. 280-12 (Draft 3), which was adopted by the Hawai'i County Council on October 3, 2012.

Dept. Com. No. 5, from the County Clerk, County of Hawai'i, dated October 29, 2012, transmitting Resolution No. 302-12, which was adopted by the Hawai'i County Council on October 17, 2012.

Dept. Com. No. 6, from the Office of Elections, dated October 29, 2012, transmitting a Report Relating to Office of Election Budget Provisions, pursuant to Act 164, Section 31, SLH 2011.

Dept. Com. No. 7, from the Office of the Auditor, dated October 31, 2012, transmitting the report, "Mandatory Health Insurance Coverage for Fertility Preservation Procedures for People of Reproductive Age Diagnosed With Cancer" (Report No. 12-09).

Dept. Com. No. 8, from the County Clerk, County of Maui, dated November 19, 2012, transmitting Resolution No. 12-117, which was adopted by the Maui County Council on November 16, 2012.

Dept. Com. No. 9, from the University of Hawai'i, dated November 28, 2012, transmitting the Annual Report on Hawai'i P-20 Partnerships for Education and Plans for Education in the Twenty-First Century, pursuant to Act 281, SLH 2007.

Dept. Com. No. 10, from the University of Hawai'i, dated November 28, 2012, transmitting the Annual Report on Salary, pursuant to Section 304A-1004, HRS.

Dept. Com. No. 11, from the Office of the Auditor, dated November 29, 2012, transmitting reports entitled, "Deposit Beverage Container Special Fund Financial and Program Audit, June 30, 2008" and "Deposit Beverage Container Special Fund Financial and Program Audit, June 30, 2010".

Dept. Com. No. 12, from the University of Hawai'i, dated December 3, 2012, transmitting the Annual Report on University of Hawai'i Risk Management Special Fund, pursuant to Section 304A-2151, HRS.

Dept. Com. No. 13, from the Office of the Auditor, dated December 6, 2012, transmitting the report, "Review of Revolving Funds, Trust Funds, and Trust Accounts of the Departments of Human Resources Development, Labor and Industrial Relations, Public Safety, and Taxation" (Report No. 12-10).

Dept. Com. No. 14, from the University of Hawai'i, dated December 12, 2012, transmitting the Annual Report on Goals, Objectives/Policies, Action Plan and Performance Measures, pursuant to Act 100, SLH 1999, and Section 304A-2001, HRS.

Dept. Com. No. 15, from the University of Hawai'i, dated December 12, 2012, transmitting the Annual Report on the Mauna Kea Lands, pursuant to Section 304A-1905, HRS.

Dept. Com. No. 16, from the University of Hawai'i, dated December 12, 2012, transmitting the Annual Report on the University of Hawai'i's Continued Participation in the Western Interstate Commission for Higher Education, pursuant to Section 304A-3205, HRS.

Dept. Com. No. 17, from the University of Hawai'i, dated December 12, 2012, transmitting the Annual Report on University of Hawai'i Tuition & Fees Special Fund Expenditures for the Purpose of Generating Private Donations, pursuant to Section 304A-2153,HRS.

Dept. Com. No. 18, from the University of Hawai'i, dated December 13, 2012, transmitting the Report on University of Hawai'i Project Adjustment Fund, pursuant to Act 164, Sections 78-79, SLH 2011.

Dept. Com. No. 19, from the University of Hawai'i, dated December 13, 2012, transmitting the Annual Report on the Student Scholarship and Assistance Special Fund 2011-12, pursuant to Section 304A-2159, HRS.

Dept. Com. No. 20, from the University of Hawai'i, dated December 13, 2012, transmitting the Annual Report on University of Hawai'i Uncollectible Accounts FY2012, pursuant to Section 40-82, HRS.

Dept. Com. No. 21, from the University of Hawai'i, dated December 13, 2012, transmitting the Annual Report on University Revenue Bonds Issued FY2012, pursuant to Section 304A-2689, HRS.

Dept. Com. No. 22, from the University of Hawai'i, dated December 14, 2012, transmitting the Annual Report on Nursing Scholars Program, pursuant to Section 304A-3305, HRS.

Dept. Com. No. 23, from the University of Hawai'i, dated December 14, 2012, transmitting the Report Requiring the University of Hawai'i to Prepare a Plan to Prevent Growth in the University's Repair and Maintenance Backlog System Wide, Through the Use of its Special Fund Revenues, pursuant to Act 106, Section 132.1, SLH 2012.

Dept. Com. No. 24, from the Office of the Auditor, dated December 19, 2012, transmitting the report, "Study of the Higher Education Act" (Report No. 12-11).

Dept. Com. No. 25, from the Hawaii Community Development Authority, dated September 14, 2012, transmitting the Report of the Public Hearing on the Repeal of Title 15, Chapter 200, HAR and Proposed Adoption of Title 15, New Chapters 215 and 216, HAR, pursuant to Act 251, SLH 2006.

Dept. Com. No. 26, from the Public Utilities Commission, dated October 9, 2012, transmitting the Application of South Kohala Water Corporation for Amendment of its Certificate of Public Convenience and Necessity to Provide Non-Potable Water Service in South Kohala, and Review and Approval of Rate Increases and Revised Rate Schedules for Wastewater Collection and Treatment Service, pursuant to Section 269-16, HRS.

Dept. Com. No. 27, from the State Procurement Office, dated October 11, 2012, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of September through October 10, 2012, pursuant to Act 222, SLH 2012.

Dept. Com. No. 28, from the Department of Budget and Finance, dated October 26, 2012, transmitting the Report on Non-Facility Per-Pupil General Fund Calculations and Transfers, pursuant to Act 130, SLH 2012, and Act 106, Section 131.2, SLH 2012.

Dept. Com. No. 29, from the Hawaii Health Systems Corporation, dated November 5, 2012, transmitting the Report on Certification of Losses from Participation in the Quest and Quest Expanded Access Program and Providing Services to Uninsured Patients for the quarter ending September 30, 2012, pursuant to Act 178, Section 160, SLH 2005.

Dept. Com. No. 30, from the County of Hawai'i Police Department, dated December 4, 2012, transmitting the 2012 Annual Misconduct Report, pursuant to Chapter 52D-3.5, HRS.

Dept. Com. No. 31, from the State Procurement Office, dated December 11, 2012, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of November through December 11, 2012, pursuant to Act 222, SLH 2012.

Dept. Com. No. 32, from the County of Hawai'i Police Department, dated December 12, 2012, transmitting the Report Concerning Electric Guns and Their Use, pursuant to Section 134-16(d), HRS.

Dept. Com. No. 33, from the City and County of Honolulu Department of Human Resources, dated December 14, 2012, transmitting a letter containing the Annual Report of Retirees Hired, pursuant to Section 88-9(f), HRS.

Dept. Com. No. 34, from the Office of Elections, dated December 14, 2012, transmitting the Report Relating to Civil Service Conversion of the Office of Elections, pursuant to Act 164, SLH 2011.

Dept. Com. No. 41, from the Office of the Administrative Director of the Courts, The Judiciary, dated December 21, 2012, transmitting the following Annual Reports:

- *The Judiciary's Multi-Year Program and Financial Plan (2013-2019), Biennium Budget (2013-2015), and Variance Report (2011-2013),* pursuant to Act 159, SLH 1974, and Chapter 37, HRS;
- *The Judiciary's 2012 Annual Report Statistical Supplement,* pursuant to Section 601-3, HRS;
- *The Judiciary's Center for Alternative Dispute Resolution Annual Report,* pursuant to Section 613-4, HRS;
- *The Judiciary's King Kamehameha V – Judiciary History Center Annual Report,* pursuant to Section 6F-6, HRS;
- *Report on Statewide Substance Abuse Treatment Monitoring Program,* pursuant to Section 601-21, HRS;
- *Report on Parental Preferences in Government Contracts,* pursuant to Section 577-7.5, HRS;
- *Report on the Parent Education Special Fund,* pursuant to Section 607-5.6, HRS; and
- *Report on the Spouse and Child Abuse Special Account,* pursuant to Section 607-3.6, HRS.

Dept. Com. No. 42, from the Department of Labor and Industrial Relations, Research and Statistic Office, transmitting the Workers' Compensation Data Book, 2011.

Dept. Com. No. 43, from the County of Hawaii, Department of Human Resources, dated October 31, 2012, transmitting a Report of Security Breach, pursuant to Chapter 487N, HRS.

Dept. Com. No. 44, from the Department of Labor and Industrial Relations, Office of Community Services, transmitting the 2012 Annual Report, Strengthening Communities Improving Lives.

Dept. Com. No. 45, from the Office of Hawaiian Affairs, dated December 27, 2012, transmitting the 2012 Office of Hawaiian Affairs annual report.

Dept. Com. No. 46, from the Office of Hawaiian Affairs, dated December 27, 2012, transmitting the Report of the Native Hawaiian Justice Task Force established, pursuant to Act 170 (2011).

Dept. Com. No. 47, from the Office of Elections, dated December 27, 2012, transmitting the Report Relating to Voter Registration prepared by the Office of Elections and the Clerks of each county, pursuant to Act 225, Session Laws of Hawaii 2012.

Dept. Com. No. 48, from the City and County of Honolulu Police Department, dated December 26, 2012, transmitting the 2012 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 49, from the Legislative Reference Bureau, dated December 27, 2012, transmitting the Report of the Insurance Verification Working Group, pursuant to S.C.R. No. 97, S.D. 1 (2012).

Dept. Com. No. 50, from the Charter School Administrative Office, dated December 28, 2012, transmitting the Budget Proviso Reports, pursuant to Act 106, SLH 2012.

Dept. Com. No. 51, from the County of Maui Police Department, dated December 31, 2012, transmitting the Report Relating to Possession and Use of Electric Guns, pursuant to Section 134-16, HRS.

Dept. Com. No. 52, from the County of Maui Police Department, dated December 31, 2012, transmitting the 2012 Standard of Conduct Annual Report, pursuant to Act 242 (report amended January 4, 2013).

Dept. Com. No. 55, from the Hawaii Community Development Authority, dated December 26, 2012, transmitting the Report of Public Hearing of December 5, 2012, pursuant to Act 251, SLH 2006.

Dept. Com. No. 56, from the Hawaii Community Development Authority, dated December 26, 2012, transmitting the Report of Public Hearing of December 13, 2012, pursuant to Act 251, SLH 2006.

Dept. Com. No. 57, from the University of Hawaii, dated January 2, 2013, transmitting their Fiscal Biennium 2013-15 Budget Request, pursuant to Section 37-68, HRS.

Dept. Com. No. 58, from the Council on Revenues, dated January 7, 2013, transmitting the results of their January 3, 2013 meeting.

Dept. Com. No. 59, from the University of Hawai'i, dated January 9, 2013, transmitting the Annual Report of the Hawai'i Medical Education Council, pursuant to Section 304A-1704, HRS.

Dept. Com. No. 60, from the University of Hawaii, dated January 9, 2013, transmitting the Report on Findings from the Hawai'i Physician Workforce Assessment Project, pursuant to Act 18, Section 5, First Special Session of 2009.

Dept. Com. No. 61, from the University of Hawai'i, dated January 7, 2013, transmitting the Annual Report from the Hawai'i Natural Energy Institute, pursuant to Section 304A-1891, HRS.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communication (Misc. Com. No. 1) was received by the Clerk and was placed on file:

Misc. Com. No. 1, from the Charter School Administrative Office, dated December 28, 2012, transmitting the Budget Proviso Reports, pursuant to Act 106, SLH 2012.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 1 through 82) passed First Reading by title and were referred to Printing: (Representatives Rhoads and Say were excused.)

H. B. Nos.

1 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Representatives Takayama, Belatti, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Onishi, Say, Takumi, Tsuji, Aquino, Cullen, Jordan and Thielen.

2 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Representatives Takayama, Aquino, Belatti, Cullen, Fale, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Onishi, Say, Takumi, Thielen, Tsuji, Ward and Jordan.

3 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Representatives Takayama, Aquino, Belatti, Cullen, Fale, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Onishi, Say, Takumi, Thielen, Tsuji, Ward and Jordan.

4 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Takayama, Aquino, Belatti, Cullen, Fale, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Onishi, Say, Takumi, Thielen, Tsuji, Ward and Jordan.

5 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Takayama, Aquino, Cullen, Fale, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Onishi, Say, Takumi, Thielen, Tsuji, Ward, Belatti and Jordan.

6 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Takayama, Aquino, Belatti, Cullen, Hanohano, Ito, Kawakami, Kobayashi, Mizuno, Ohno, Say, Takumi, Tsuji and Ichiyama.

7 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Representatives Takayama, Aquino, Belatti, Carroll, Hanohano, Ito, Kawakami, Kobayashi, Ohno, Souki, Takumi, Thielen, Tsuji, Ward, Brower, Cullen, Ichiyama and Jordan.

8 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Thielen.

9 "A BILL FOR AN ACT RELATING TO PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representative Thielen.

10 "A BILL FOR AN ACT RELATING TO ELECTRIC PUBLIC UTILITIES."

Introduced by: Representatives Thielen and McKelvey.

11 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Thielen.

12 "A BILL FOR AN ACT RELATING TO THE INTERISLAND TRANSMISSION SYSTEM."

Introduced by: Representatives Thielen and McKelvey.

13 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTIETH REPRESENTATIVE DISTRICT."

Introduced by: Representative Thielen.

14 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Representative Thielen.

15 "A BILL FOR AN ACT RELATING TO FERAL BIRDS."

Introduced by: Representatives Thielen and Takayama.

16 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representative Thielen.

17 "A BILL FOR AN ACT RELATING TO COASTAL AREAS."

Introduced by: Representatives Evans, Coffman, Hanohano, Kawakami, Lee, Lowen, Nishimoto, Takumi and Thielen.

18 "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT."

Introduced by: Representative Evans.

19 "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE."

Introduced by: Representative Evans.

20 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS."

Introduced by: Representative Evans.

21 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative Evans.

22 "A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY."

Introduced by: Representative Evans.

23 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Representative Evans.

24 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative Evans.

25 "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS."

Introduced by: Representative Evans.

26 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION."

Introduced by: Representatives Souki, Johanson and Saiki.

27 "A BILL FOR AN ACT RELATING TO CABLES."

Introduced by: Representative Luke.

28 "A BILL FOR AN ACT RELATING TO JURY SELECTION."

Introduced by: Representative Luke.

29 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Representative Rhoads.

30 "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION."

Introduced by: Representative Rhoads.

31 "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT."

Introduced by: Representative Rhoads.

32 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Rhoads.

33 "A BILL FOR AN ACT RELATING TO PUBLIC ORDER."

Introduced by: Representative Rhoads.

34 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Representative Rhoads.

35 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Representative Rhoads.

36 "A BILL FOR AN ACT RELATING TO THE METRIC SYSTEM."

Introduced by: Representative Rhoads.

37 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Representative Rhoads.

38 "A BILL FOR AN ACT RELATING TO UNLAWFUL CHOP SHOP ACTIVITY."

Introduced by: Representative Oshiro.

39 "A BILL FOR AN ACT RELATING TO THE INTERNET PRIVACY."

Introduced by: Representative Oshiro.

40 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representative Oshiro.

41 "A BILL FOR AN ACT RELATING TO STATE PROGRAMS."

Introduced by: Representative Luke.

42 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Representative Luke.

43 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Representative Luke.

44 "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS."

Introduced by: Representative Luke.

45 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Luke.

46 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Luke.

47 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Representative Luke.

48 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Representative Luke.

49 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Representative Luke.

50 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Luke.

51 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Representative Luke.

52 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Representative Takumi.

53 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Takumi, Lee and Nakashima.

54 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Representative Takumi.

55 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Takumi, Ohno, Brower, Choy, Hashem, Luke, Nishimoto and Tsuji.

56 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Takumi, Aquino, Ichiyama, Ing and Nakashima.

57 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."

Introduced by: Representatives Takumi and Takai.

58 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Representative Takumi.

59 "A BILL FOR AN ACT RELATING TO WAGES."

Introduced by: Representative Takumi.

60 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi and Ohno.

61 "A BILL FOR AN ACT RELATING TO PHARMACY."

Introduced by: Representatives Evans, Morikawa, Ing, McKelvey and Mizuno.

62 "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS."

Introduced by: Representatives Evans, Mizuno, Morikawa and Ing.

63 "A BILL FOR AN ACT RELATING TO PHARMACY."

Introduced by: Representatives Evans, Mizuno, Morikawa, Ing and McKelvey.

64 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Representatives Evans, Mizuno, Morikawa, Ing and McKelvey.

65 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Representatives Evans, McKelvey, Mizuno, Morikawa and Ing.

66 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF AN INTOXICANT."

Introduced by: Representatives Takai, Aquino, Coffman, Evans, Fukumoto, Hanohano, Har, Lee, Mizuno, Nishimoto, Ohno, Takumi, Thielen, Ward, Brower, Ing, Ito, Kobayashi, Lowen, Saiki, Takayama and Tsuji.

67 "A BILL FOR AN ACT RELATING TO RULES OF THE ROAD."

Introduced by: Representatives Takai, Brower, Hanohano, Har, Ito, Lee, Mizuno, Ohno, Ward, Thielen, Cabanilla, Coffman, Evans, Fukumoto, Ing, Kobayashi, Lowen, Nishimoto and Saiki.

68 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Takai, by request.

69 "A BILL FOR AN ACT RELATING TO NUISANCES."

Introduced by: Representative Takai, by request.

70 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representative Choy.

71 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Representative Choy.

72 "A BILL FOR AN ACT RELATING TO THE COUNTIES."

Introduced by: Representative Choy.

73 "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS."

Introduced by: Representative Choy, by request.

74 "A BILL FOR AN ACT RELATING TO ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES."

Introduced by: Representative Choy, by request.

75 "A BILL FOR AN ACT RELATING TO ANTIQUE MOTOR VEHICLES."

Introduced by: Representative Souki.

76 "A BILL FOR AN ACT RELATING TO CARDIOPULMONARY RESUSCITATION TRAINING."

Introduced by: Representative Souki.

77 "A BILL FOR AN ACT RELATING TO MEDICAL USE OF MARIJUANA."

Introduced by: Representatives Souki, Takumi and Thielen.

78 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representatives McKelvey, Mizuno, Cachola, Choy, Evans and Nakashima.

79 "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES."

Introduced by: Representatives McKelvey, Belatti, Kobayashi and Morikawa.

80 "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS."

Introduced by: Representatives McKelvey, Lee and Thielen.

81 "A BILL FOR AN ACT RELATING TO ETHANOL."

Introduced by: Representatives McKelvey, Choy, Evans, Ward and Carroll.

82 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representative Carroll.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. I wanted to remind my female colleagues that the bill signing of the Women's Caucus package is going on in Room 445 now. There's going to be an extension also, after 1:00, the bills would move to Representative Belatti's office, Room 331, where they will be available for signing until noon tomorrow. So you have a little more time, but please be sure to have a chance to review and sign on to those bills should you want to."

ADJOURNMENT

At 12:10 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, January 18, 2013. (Representatives Rhoads and Say were excused.)

THIRD DAY

Friday, January 18, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Mele Carroll, after which the Roll was called showing all Members present with the exception of Representatives Oshiro and Takumi, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 1 and 2) were received and announced by the Clerk:

Sen. Com. No. 1, transmitting H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2013," which was adopted by the Senate on January 17, 2013.

Sen. Com. No. 2, transmitting H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," which was adopted by the Senate on January 17, 2013.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 62) was received by the Clerk and was placed on file:

Dept. Com. No. 62, from the Legislative Reference Bureau, dated January 11, 2013, transmitting the report, "Commercial Leases: The Case For An Economic Analysis," pursuant to S.C.R. No. 90, S.D. 1 (2012).

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 83 through 250) passed First Reading by title and were referred to Printing: (Representatives Oshiro and Takumi were excused.)

H. B. Nos.

83 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS."

Introduced by: Representative Rhoads.

84 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS."

Introduced by: Representative Rhoads.

85 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Rhoads.

86 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Rhoads.

87 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Rhoads.

88 "A BILL FOR AN ACT RELATING TO CONSTRUCTION OF LAWS."

Introduced by: Representative Rhoads.

89 "A BILL FOR AN ACT RELATING TO BICYCLE SAFETY."

Introduced by: Representative Rhoads.

90 "A BILL FOR AN ACT RELATING TO EMERGENCY RESPONSE VEHICLES."

Introduced by: Representative Rhoads.

91 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representative Rhoads.

92 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representative Rhoads.

93 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Hanohano and Lowen.

94 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representatives Hanohano, Lowen and Nakashima.

95 "A BILL FOR AN ACT RELATING TO DIRECT SALES FROM FARM TO CONSUMER."

Introduced by: Representatives Hanohano and Lowen.

96 "A BILL FOR AN ACT RELATING TO FARMS."

Introduced by: Representatives Hanohano, Evans, Lowen, Nakashima and Tsuji.

97 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF AGRICULTURAL PRODUCTS AGAINST INVASIVE SPECIES."

Introduced by: Representatives Hanohano, Evans and Lowen.

98 "A BILL FOR AN ACT RELATING TO EXPORTS."

Introduced by: Representatives Hanohano, Evans and Lowen.

99 "A BILL FOR AN ACT RELATING TO MILK."

Introduced by: Representatives Hanohano, Lowen, Evans and Nakashima.

100 "A BILL FOR AN ACT RELATING TO HOME-BASED BAKING BUSINESS."

Introduced by: Representatives Hanohano and Evans.

101 "A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES."

Introduced by: Representative Hanohano.

102 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Representatives Hanohano and Evans.

103 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Hanohano.

104 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT RELATING TO THE CONSERVATION, CONTROL AND DEVELOPMENT OF RESOURCES."

Introduced by: Representatives Hanohano, Evans, Lowen, Nakashima and Onishi.

105 "A BILL FOR AN ACT RELATING TO WILDLIFE RESOURCES."

Introduced by: Representatives Hanohano, Evans, Lowen, Nakashima and Onishi.

106 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES."

Introduced by: Representatives Hanohano, Nakashima and Tsuji.

107 "A BILL FOR AN ACT RELATING TO TARO SECURITY."

Introduced by: Representatives Hanohano, Lowen, Nakashima and Evans.

108 "A BILL FOR AN ACT RELATING TO STATEWIDE BAN ON SELLING OR OFFERING TO SELL AQUATIC LIFE FOR AQUARIUM PURPOSES."

Introduced by: Representative Hanohano, by request.

109 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."

Introduced by: Representatives Hanohano and Evans.

110 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representatives Hanohano, Lowen and Evans.

111 "A BILL FOR AN ACT RELATING TO SUSTAINABLE ALTERNATIVE BUILDING CODE."

Introduced by: Representatives Hanohano, Evans and Tsuji.

112 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

113 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

114 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

115 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

116 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

117 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

118 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

119 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH."

Introduced by: Representative Rhoads.

120 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Morikawa, Carroll, Fukumoto, Kobayashi and Thielen.

121 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Choy.

122 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-THIRD REPRESENTATIVE DISTRICT."

Introduced by: Representative Choy.

123 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representative Choy, by request.

124 "A BILL FOR AN ACT RELATING TO SKATEBOARDS."

Introduced by: Representative Luke.

125 "A BILL FOR AN ACT RELATING TO NAMED OPERATOR EXCLUSION."

Introduced by: Representatives Luke, Brower, Takai, Ing and Lowen.

126 "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION."

Introduced by: Representatives Luke, Takai, Brower, Ing and Lowen.

127 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representatives Luke, Brower, Takai, Ing and Lowen.

128 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Representatives Evans, Awana, Carroll, Lee, Lowen, McKelvey, Mizuno, Morikawa, Tsuji, Wooley, Ing and Ohno.

129 "A BILL FOR AN ACT RELATING TO CHILD WITNESS TESTIMONY."

Introduced by: Representatives Evans, Awana, Carroll, Hanohano, Mizuno, Morikawa, Wooley, Ing, Lee, Lowen, McKelvey and Ohno.

130 "A BILL FOR AN ACT RELATING TO PERSONAL MOTOR VEHICLE SHARING."

Introduced by: Representatives Evans, Carroll, Ing, Lowen and McKelvey.

131 "A BILL FOR AN ACT RELATING TO MOBILITY MANAGEMENT."

Introduced by: Representatives Evans, Carroll, Hanohano, McKelvey, Morikawa, Awana, Ing, Lowen, Ohno and Onishi.

132 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Representatives Evans, Carroll, McKelvey, Awana, Ing and Ohno.

133 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."

Introduced by: Representatives Evans, Hanohano, Awana, Carroll, Ing, Lowen, McKelvey, Morikawa and Ohno.

134 "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS."

Introduced by: Representative McKelvey.

135 "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A."

Introduced by: Representative McKelvey.

136 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative McKelvey.

137 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative McKelvey.

138 "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE."

Introduced by: Representative McKelvey.

139 "A BILL FOR AN ACT RELATING TO FUNDS TRANSFERS."

Introduced by: Representative McKelvey.

140 "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE."

Introduced by: Representatives McKelvey, Wooley and Kobayashi.

141 "A BILL FOR AN ACT RELATING TO BICYCLES."

Introduced by: Representatives McKelvey, Awana, Brower, Lee, Thielen, Ing and Ohno.

142 "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE."

Introduced by: Representative McKelvey.

143 "A BILL FOR AN ACT RELATING TO FREEDOM OF INFORMATION."

Introduced by: Representative Souki.

144 "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS."

Introduced by: Representatives Souki, McKelvey and Nakashima.

145 "A BILL FOR AN ACT RELATING TO GAMING."

Introduced by: Representatives Souki and Saiki.

146 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Introduced by: Representatives Souki, Ichiyama and Yamane.

147 "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS."

Introduced by: Representative Souki, by request.

148 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Representative Souki, by request.

149 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Representatives Souki and McKelvey.

150 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Representatives Souki and Saiki.

151 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Souki, Luke and McKelvey.

152 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES."

Introduced by: Representatives Souki, Belatti, Luke and Nakashima.

153 "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITY."

Introduced by: Representative Souki, by request.

154 "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP."

Introduced by: Representatives Souki, Kawakami, Luke, McKelvey, Thielen and Tsuji.

155 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Representatives Takai, Ito and McKelvey.

156 "A BILL FOR AN ACT RELATING TO TRAFFIC."

Introduced by: Representatives Takai, Ito, Yamane and Johanson.

157 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Representatives Takai, Aquino, McKelvey, Thielen and Tsuji.

158 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."

Introduced by: Representatives Takai, Aquino, Ito, Johanson, McKelvey, Ohno, Thielen and Tsuji.

159 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS."

Introduced by: Representatives Takai, Aquino, Fukumoto, Hanohano, Ito, Johanson, Lee, Mizuno, Nishimoto, Ohno, Thielen, Ward, Brower, Evans, Har, Ing, Kobayashi, Lowen, Nakashima, Saiki and Tsuji.

160 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Takai and Ito.

161 "A BILL FOR AN ACT RELATING TO VETERANS DISABILITY BENEFITS."

Introduced by: Representatives Takai, Ito, McKelvey, Ohno, Thielen, Aquino and Tsuji.

162 "A BILL FOR AN ACT RELATING TO TELEMEDICINE."

Introduced by: Representatives Takai, Aquino, Johanson, McKelvey, Thielen and Tsuji.

163 "A BILL FOR AN ACT RELATING TO A MEMORIAL."

Introduced by: Representatives Takai, Aquino, Johanson, McKelvey, Ohno, Thielen and Tsuji.

164 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."

Introduced by: Representatives Takai, Thielen, Aquino, McKelvey and Tsuji.

165 "A BILL FOR AN ACT RELATING TO VETERANS RIGHTS AND BENEFITS."

Introduced by: Representatives Takai, Aquino, Ito, Johanson, McKelvey, Ohno, Thielen and Tsuji.

166 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Takai, Aquino, Ito, Johanson, McKelvey, Thielen and Tsuji.

167 "A BILL FOR AN ACT RELATING TO MILITARY BENEFITS."

Introduced by: Representatives Takai, McKelvey, Aquino, Johanson, Ohno, Thielen and Tsuji.

168 "A BILL FOR AN ACT RELATING TO CIVIL RELIEF FOR MILITARY RESERVE COMPONENT PERSONNEL."

Introduced by: Representatives Takai, Aquino, Ito, Johanson, McKelvey, Ohno, Thielen and Tsuji.

169 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Representatives Takai, Aquino, Ito, Johanson, McKelvey, Ohno, Thielen and Tsuji.

170 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Takai, Aquino, Johanson, McKelvey, Thielen and Tsuji.

171 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR TEACHERS."

Introduced by: Representatives Carroll, Mizuno, Evans and Souki.

172 "A BILL FOR AN ACT RELATING TO CHILD VISITATION."

Introduced by: Representatives Carroll, Evans, Mizuno and Souki.

173 "A BILL FOR AN ACT RELATING TO DEBT COLLECTION PRACTICES."

Introduced by: Representatives Carroll, Evans, Mizuno and Souki.

174 "A BILL FOR AN ACT RELATING TO FOOD LABELING."

Introduced by: Representatives Carroll, Lowen, Mizuno, Evans and Souki.

175 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."

Introduced by: Representatives Carroll, Lowen, Mizuno and Souki.

176 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Representatives Carroll, Mizuno, Evans, Lowen and Souki.

177 "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS."

Introduced by: Representatives Carroll, Evans, Mizuno and Souki.

178 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION."

Introduced by: Representatives Carroll, Awana, Evans, Lowen, Mizuno and Souki.

179 "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES."

Introduced by: Representative Carroll.

180 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO LIMIT THE TERMS OF LEGISLATORS."

Introduced by: Representative Carroll.

181 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Carroll and Lowen.

182 "A BILL FOR AN ACT RELATING TO JUVENILES."

Introduced by: Representative Carroll.

183 "A BILL FOR AN ACT RELATING TO JUVENILES."

Introduced by: Representative Carroll.

184 "A BILL FOR AN ACT RELATING TO AIRPORT FEES."

Introduced by: Representatives Evans, Awana, Carroll, Hanohano, Lowen, McKelvey and Tsuji.

185 "A BILL FOR AN ACT RELATING TO FISH."

Introduced by: Representatives Evans, Carroll, Lowen, McKelvey and Ing.

186 "A BILL FOR AN ACT RELATING TO PETS IN RESTAURANTS AND BARS."

Introduced by: Representatives Evans, Awana, Carroll, Lowen and McKelvey.

187 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS CONSTRUCTION."

Introduced by: Representative Evans.

188 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT PAYMENTS."

Introduced by: Representative Evans.

189 "A BILL FOR AN ACT RELATING TO GENDER EQUITY."

Introduced by: Representatives Evans, Carroll, Hanohano, Ichiyama, Kobayashi, Lee, Lowen, McKelvey, Mizuno, Morikawa, Ohno, Takumi, Tsuji, Wooley, Cabanilla and Ing.

190 "A BILL FOR AN ACT RELATING TO TRUANCY."

Introduced by: Representatives Evans, Awana, Carroll, Hanohano, Belatti, Ing, Lowen, McKelvey, Morikawa, Ohno and Tsuji.

191 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Representatives Evans, Awana, Carroll, Hanohano, Lowen, McKelvey, Nakashima and Ing.

192 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Evans, Awana, McKelvey, Carroll, Lowen and Tsuji.

193 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Evans.

194 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Representatives Evans, Awana, Carroll, Hanohano, Lowen, Nakashima, Ing, Ohno and Tsuji.

195 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE PUBLIC GUARDIAN."

Introduced by: Representative Souki, by request.

196 "A BILL FOR AN ACT RELATING TO VETERANS TREATMENT COURT."

Introduced by: Representative Souki, by request.

197 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Souki, by request.

198 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."

Introduced by: Representative Souki, by request.

199 "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL."

Introduced by: Representative Souki, by request.

200 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Representative Souki, by request.

201 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representative Souki, by request.

202 "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE."

Introduced by: Representative Souki, by request.

203 "A BILL FOR AN ACT RELATING TO ADVISORY OPINIONS BY THE STATE ETHICS COMMISSION."

Introduced by: Representative Souki, by request.

204 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS."

Introduced by: Representative Souki, by request.

205 "A BILL FOR AN ACT RELATING TO NEPOTISM."

Introduced by: Representative Souki, by request.

206 "A BILL FOR AN ACT RELATING TO MANDATORY ETHICS TRAINING."

Introduced by: Representative Souki, by request.

207 "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS."

Introduced by: Representative Souki, by request.

208 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Introduced by: Representative Souki, by request.

209 "A BILL FOR AN ACT RELATING TO THE ETHICS CODE."

Introduced by: Representative Souki, by request.

210 "A BILL FOR AN ACT RELATING TO THE ETHICS CODE."

Introduced by: Representative Souki, by request.

211 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND BOARD OF TRUSTEES."

Introduced by: Representative Souki, by request.

212 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

213 "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCT LABELING."

Introduced by: Representative Souki, by request.

214 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

Introduced by: Representative Souki, by request.

215 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representative Souki, by request.

216 "A BILL FOR AN ACT RELATING TO A FINANCIAL REVIEW BY THE OFFICE OF HAWAIIAN AFFAIRS OF COMPLIANCE WITH SECTION 5 OF ACT 178, SESSION LAWS OF HAWAII 2006."

Introduced by: Representative Souki, by request.

217 "A BILL FOR AN ACT RELATING TO BONDS."

Introduced by: Representative Souki, by request.

218 "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION."

Introduced by: Representative Souki, by request.

219 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representative Souki, by request.

220 "A BILL FOR AN ACT RELATING TO TRAINING."

Introduced by: Representative Souki, by request.

221 "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS."

Introduced by: Representative Souki, by request.

222 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Souki, by request.

223 "A BILL FOR AN ACT RELATING TO MAHINA ‘ŌLELO HAWAI‘I."

Introduced by: Representative Souki, by request.

224 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM."

Introduced by: Representative Souki, by request.

225 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Introduced by: Representative Souki, by request.

226 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Representative Souki, by request.

227 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING CREDITS."

Introduced by: Representative Souki, by request.

228 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representative Souki, by request.

229 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representative Souki, by request.

230 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Representative Souki, by request.

231 "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS."

Introduced by: Representative Souki, by request.

232 "A BILL FOR AN ACT RELATING TO SENTENCE OF IMPRISONMENT FOR SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF TWELVE YEARS."

Introduced by: Representative Souki, by request.

233 "A BILL FOR AN ACT RELATING TO COMMERCIAL DOG BREEDERS."

Introduced by: Representative Souki, by request.

234 "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS."

Introduced by: Representative Souki, by request.

235 "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS."

Introduced by: Representative Souki, by request.

236 "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS."

Introduced by: Representative Souki, by request.

237 "A BILL FOR AN ACT RELATING TO ALTERNATIVE SCHOOLS FOR JUVENILES INVOLVED IN THE JUSTICE SYSTEM."

Introduced by: Representative Souki, by request.

238 "A BILL FOR AN ACT RELATING TO WITNESSES."

Introduced by: Representative Souki, by request.

239 "A BILL FOR AN ACT RELATING TO THE PAYMENT OF RESTITUTION BY MINORS."

Introduced by: Representative Souki, by request.

240 "A BILL FOR AN ACT RELATING TO ENHANCED SENTENCES FOR CRIMES THAT RESULT IN MULTIPLE VICTIMS."

Introduced by: Representative Souki, by request.

241 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Representative Souki, by request.

242 "A BILL FOR AN ACT RELATING TO RESIDENTIAL FIRE SPRINKLERS."

Introduced by: Representative Souki, by request.

243 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representative Souki, by request.

244 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representative Mizuno.

245 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Representative Mizuno.

246 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Representative Mizuno.

247 "A BILL FOR AN ACT RELATING TO CONCUSSIONS."

Introduced by: Representative Mizuno.

248 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST VULNERABLE PERSONS."

Introduced by: Representative Mizuno.

249 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE."

Introduced by: Representative Mizuno.

250 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND DIVISION."

Introduced by: Representative Mizuno.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 6 through 8) and concurrent resolutions (H.C.R. Nos. 3 through 8) were referred to Printing and further action was deferred:

H.R. No. 6, entitled: "HOUSE RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," was jointly offered by Representatives Souki, Brower, Hanohano, Lee, McKelvey, Nishimoto, Takumi, Thielen and Wooley.

H.R. No. 7, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was offered by Representative Souki, by request.

H.R. No. 8, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was offered by Representative Souki, by request.

H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," was jointly offered by Representatives Souki, Brower, Hanohano, Lee, McKelvey, Nishimoto, Takumi, Thielen and Wooley.

H.C.R. No. 4, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was offered by Representative Souki, by request.

H.C.R. No. 5, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING KULEANA LANDS AS HISTORICAL LANDS AND URGING THE COUNTIES TO SUPPORT EFFORTS TO PROMOTE CONTINUED ANCESTRAL OWNERSHIP OF KULEANA LANDS," was offered by Representative Souki, by request.

H.C.R. No. 6, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF PUBLIC LAW 103-150, RECOGNIZING THE PROGRESS MADE TOWARDS RECONCILIATION AND NATIVE HAWAIIAN SELF-GOVERNANCE AND SELF-DETERMINATION, REAFFIRMING THE STATE'S COMMITMENT TO RECONCILIATION WITH NATIVE HAWAIIANS FOR HISTORICAL INJUSTICES, URGING THE FEDERAL GOVERNMENT TO ADVANCE RECONCILIATION EFFORTS WITH NATIVE HAWAIIANS, AND SUPPORTING EFFORTS TO FURTHER THE SELF-DETERMINATION AND SOVEREIGNTY OF NATIVE HAWAIIANS," was offered by Representative Souki, by request.

H.C.R. No. 7, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was offered by Representative Souki, by request.

H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was offered by Representative Souki, by request.

ANNOUNCEMENTS

Representative Cabanilla: "Thank you, Mr. Speaker. I would like to invite the Members of the House of Representatives to our meeting for the Filipino Caucus, right after the Chair's meeting at the caucus room. I was promised that the Chair's meeting will only last 10 minutes, so we will have the meeting then. And just let me remind the Members that the membership of the Filipino Caucus are those who are Filipinos, part Filipinos, or they represent a district that has a lot of Filipinos. Thank you very much, and I hope to see you there."

Vice Speaker Mizuno: "Sorry, Representative Cabanilla, point of clarification, is it also if you were born in the Philippines, wasn't that also a requisite?"

Representative Cabanilla: "If there are people that are not Filipino and born in the Philippines, of course, Mr. Speaker."

Vice Speaker Mizuno: "I remember Representative Herkes. Thank you very much."

Representative Ward: "Mr. Speaker, point of information to the last announcer. Having a large number of Filipinos in your district would mean for example, how many? What percent are you speaking of, madam?"

Representative Cabanilla: "Thank you for the question. I will leave it to the Member of the House. Because if they say they have a lot of Filipinos, they quantify that there's a lot of Filipinos, then I will take their word for it, because I'm not about to go count them."

Representative Ward: "Mr. Speaker, being that we are State Representatives, we represent all the Filipinos, all the Chinese, all the everybody, but some of them may not be quite as quantitatively in our own districts as others, so I just wanted a clarification. So I get the impression its self-selection. Thank you."

Vice Speaker Mizuno: "I believe so, and Representative Ward you could attend that meeting if you would like, so that might be in your best interest."

Representative Ward: "I was trying to hint that, actually."

Representative Cabanilla: "I am open to any more questions that they may have. That's why I'm standing. The meeting is today at the caucus room, 10 minutes after adjournment, after the Chair's meeting. And I'll be happy to explain why we are reverting to the old policy when the Filipino Caucus came about."

Representative Evans: "Thank you, Mr. Speaker. I want to just acknowledge Dr. Martin Luther King Jr., that we're celebrating him on Monday, the State holiday. I look back at his 'I have a dream' speech which was in August of 1963, and I want the Members to know that when I was 16 years old, 1968, I lived in a college town and I remember all the college students picketing, marching down the streets, fighting for civil rights. And I remember when he was shot and what that felt like. How it went through all of us, the whole United States felt that. And probably the world. Because it was a significant point in American history. So I just wanted to point that out to everybody. Thank you."

Representative Saiki: "Mr. Speaker, just a reminder to the Members that the unlimited bill filing deadline is tomorrow at 1:00 p.m. in the Clerk's Office."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
1	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance
3	Jointly to the Committee on Human Services and the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
4	Committee on Health, then to the Committee on Finance
5	Committee on Health, then to the Committee on Finance
6	Committee on Labor & Public Employment, then to the Committee on Finance
7	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance
8	Committee on Water & Land, then to the Committee on Finance
9	Committee on Water & Land, then to the Committee on Finance
10	Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
11	Committee on Energy & Environmental Protection, then to the Committee on Education, then to the Committee on Finance
12	Committee on Consumer Protection & Commerce, then to the Committee on Finance
13	Committee on Finance
14	Committee on Education, then to the Committee on Finance
15	Committee on Energy & Environmental Protection, then to the Committee on Judiciary
16	Committee on Agriculture, then to the Committee on Finance
17	Committee on Water & Land, then to the Committee on Judiciary
18	Committee on Judiciary
19	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
20	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
21	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

22 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

23 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

24 Committee on Consumer Protection & Commerce, then to the Committee on Finance

25 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

26 Committee on Finance

27 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

28 Committee on Judiciary

29 Committee on Health, then to the Committee on Finance

30 Committee on Public Safety, then to the Committee on Judiciary

31 Committee on Judiciary

32 Committee on Judiciary

33 Committee on Judiciary

34 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

35 Committee on Transportation, then to the Committee on Finance

36 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

37 Committee on Judiciary

38 Committee on Judiciary

39 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

40 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

41 Committee on Finance

42 Committee on Finance

43 Committee on Finance

44 Committee on Finance

45 Committee on Finance

46 Committee on Finance

47 Committee on Finance

48 Committee on Finance

49 Committee on Finance

50 Committee on Finance

51 Committee on Finance

52 Committee on Judiciary

53 Committee on Labor & Public Employment, then to the Committee on Finance

54 Committee on Labor & Public Employment, then to the Committee on Judiciary

55 Committee on Consumer Protection & Commerce, then to the Committee on Finance

56 Committee on Labor & Public Employment, then to the Committee on Finance

57 Committee on Higher Education, then to the Committee on Judiciary

58 Committee on Labor & Public Employment, then to the Committee on Finance

59 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

60 Committee on Education

61 Committee on Health, then to the Committee on Consumer Protection & Commerce

62 Committee on Health, then to the Committee on Consumer Protection & Commerce

63 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

64 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

65 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

66 Committee on Transportation, then to the Committee on Judiciary

67 Committee on Transportation, then to the Committee on Judiciary

68 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

69 Committee on Energy & Environmental Protection, then to the Committee on Judiciary

70 Committee on Economic Development & Business, then to the Committee on Finance

71 Jointly to the Committee on Economic Development & Business and the Committee on Higher Education, then to the Committee on Finance

72 Committee on Water & Land, then to the Committee on Judiciary

73 Committee on Transportation, then to the Committee on Finance

74 Committee on Transportation, then to the Committee on Judiciary

75 Committee on Transportation, then to the Committee on Finance

76 Committee on Education, then to the Committee on Health, then to the Committee on Finance

77 Committee on Health, then to the Committee on Public Safety, then to the Committee on Finance

78 Committee on Consumer Protection & Commerce, then to the Committee on Finance

79 Committee on Health, then to the Committee on Consumer Protection & Commerce

80 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

81 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

82 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 12:15 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, January 22, 2013. (Representatives Oshiro, Say and Takumi were excused.)

FOURTH DAY

Tuesday, January 22, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 9:04 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Haunani Nagel of Representative Aquino's office, after which the Roll was called showing all Members present with the exception of Representatives Belatti, Cabanilla, Cachola and Wooley, who were excused.

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

INTRODUCTIONS

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

Representative Onishi introduced members from HGEA Unit 13 from the Big Island.

Representative Awana introduced Ms. Colette Machado, Chair, Office of Hawaiian Affairs.

At 9:11 o'clock a.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:34 o'clock a.m.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 251 through 668) passed First Reading by title and were referred to Printing: (Representative Belatti was excused.)

H. B. Nos.

251 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."

Introduced by: Representative Hanohano.

252 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Hanohano.

253 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Hanohano.

254 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Saiki and Belatti.

255 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

256 "A BILL FOR AN ACT RELATING TO PAROLE."

Introduced by: Representative Aquino.

257 "A BILL FOR AN ACT RELATING TO PAROLE."

Introduced by: Representative Aquino.

258 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

259 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

260 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

261 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

262 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

263 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cachola, Cullen, Fale, Hanohano, McKelvey and Ward.

264 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno, Cabanilla, Cachola, Cheape, Cullen, Fale, Hanohano, McKelvey and Ward.

265 "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cachola, Cullen, Fale, Hanohano, McKelvey and Ward.

266 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

Introduced by: Representatives Aquino, Awana, Cabanilla, Cheape, Cullen, Fale, Hanohano, McKelvey, Mizuno, Tokioka, Ward, Yamane and Ing.

267 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE."

Introduced by: Representatives Mizuno, Awana, Brower, Cabanilla, Cullen, Fale, Hanohano, McKelvey, Ward and Yamane.

268 "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cachola, Cullen, Fale, Hanohano, Ward and Yamane.

269 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE."

Introduced by: Representative Rhoads, by request.

270 "A BILL FOR AN ACT RELATING TO FLUORIDATION."

Introduced by: Representative Rhoads.

271 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Rhoads.

272 "A BILL FOR AN ACT RELATING TO WORKPLACE PRACTICES."

Introduced by: Representative Rhoads.

273 "A BILL FOR AN ACT RELATING TO WRONGFUL IMPRISONMENT."

Introduced by: Representative Rhoads, by request.

274 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Representative Rhoads.

275 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES."

Introduced by: Representative Rhoads.

276 "A BILL FOR AN ACT RELATING TO THE SENIOR RESIDENCE AT PIIKOI, OAHU."

Introduced by: Representative Saiki.

277 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Takumi.

278 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS."

Introduced by: Representatives Takumi and Evans.

279 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Tsuji, Coffman, Ichiyama, Ito, Oshiro, Say, Takayama, Tokioka and Yamashita.

280 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representatives Tsuji, Choy, Cullen, Ichiyama, Ito, Oshiro, Say, Takayama, Tokioka and Yamashita.

281 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Tsuji, Choy, Coffman, Cullen, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Tokioka and Yamashita.

282 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representative Brower.

283 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representative Brower.

284 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representative Brower.

285 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representative Brower.

286 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representative Brower.

287 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

288 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

289 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

290 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

291 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

292 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."

Introduced by: Representatives Carroll and Mizuno.

293 "A BILL FOR AN ACT RELATING TO THE STATE MICROBE."

Introduced by: Representative Tokioka.

294 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Cabanilla.

295 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Cabanilla.

296 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Representative Cabanilla.

297 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representative Cabanilla.

298 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representative Cabanilla.

299 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Cachola, Cabanilla, Luke, Mizuno and Rhoads.

300 "A BILL FOR AN ACT RELATING TO INFORMED VOTING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

301 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

302 "A BILL FOR AN ACT RELATING TO HEAD INJURIES."

Introduced by: Representatives Johanson, Cheape, Fukumoto, McDermott, Thielen and Ward.

303 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

304 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

305 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

306 "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

307 "A BILL FOR AN ACT RELATING TO BREASTFEEDING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

308 "A BILL FOR AN ACT RELATING TO A TREATMENT COURT FOR VETERANS AND ACTIVE DUTY SERVICE MEMBERS."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

309 "A BILL FOR AN ACT RELATING TO CRITICAL ACCESS AND RURAL HEALTH CARE PROVIDERS."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

310 "A BILL FOR AN ACT RELATING TO DEPOSITS SUBMITTED TO THE DEPARTMENT OF TAXATION."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

311 "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

312 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

313 "A BILL FOR AN ACT RELATING TO VETERAN-OWNED BUSINESSES."

Introduced by: Representatives Johanson, Fale, Fukumoto, McDermott, Ward and Cheape.

314 "A BILL FOR AN ACT RELATING TO FUNDING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

315 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

316 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

317 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

318 "A BILL FOR AN ACT RELATING TO AUDITING THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

319 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

320 "A BILL FOR AN ACT RELATING TO INFORMATION."

Introduced by: Representatives Johanson, Cheape, Fale, Fukumoto, McDermott, Thielen and Ward.

321 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Ing, Kobayashi, Lowen, Mizuno and Ohno.

322 "A BILL FOR AN ACT RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES."

Introduced by: Representatives Ing, Kobayashi, Lowen and Ohno.

323 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING."

Introduced by: Representatives Ing, Ito and Takai.

324 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Ing and Kobayashi.

325 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Representatives Ing, Kobayashi, Lowen and Ohno.

326 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Luke, Kobayashi, Lee, Ohno and Rhoads.

327 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Choy, Nakashima, Nishimoto and Luke.

328 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

329 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representative Choy.

330 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Representative Choy.

331 "A BILL FOR AN ACT RELATING TO STATE HOLIDAYS."

Introduced by: Representative Choy, by request.

332 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Representatives Brower, Ing, Cachola, Carroll, Fale, Fukumoto, Ichiyama, Nakashima, Ohno, Souki, Takayama and Tsuji.

333 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representatives Brower, Ichiyama, Takai, Cachola, Nakashima, Onishi and Souki.

334 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Brower, Cachola, Fale, Nakashima and Souki.

335 "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES."

Introduced by: Representatives Brower, Ing, Mizuno, Morikawa, Nishimoto, Souki, Awana, Fukumoto, Ito, Luke, McKelvey, Nakashima, Rhoads, Tsuji and Yamashita.

336 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."

Introduced by: Representatives Brower, Ing, Mizuno, Morikawa, Nishimoto, Souki, Awana, Fukumoto, Ito, Luke, McKelvey, Nakashima, Rhoads and Tsuji.

337 "A BILL FOR AN ACT RELATING TO MOPEDS."

Introduced by: Representatives Brower, Ing, Mizuno, Nishimoto, Fukumoto, Har, Luke, McKelvey, Nakashima, Rhoads, Souki and Tsuji.

338 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT IN WAIKIKI."

Introduced by: Representatives Brower, Awana, Har, Ito, McKelvey, Mizuno, Nishimoto, Souki, Fukumoto, Ing, Luke, Morikawa, Nakashima, Rhoads, Tsuji and Yamashita.

339 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representative Souki.

340 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Representative Souki, by request.

341 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Carroll.

342 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Representative Carroll.

343 "A BILL FOR AN ACT RELATING TO GAMBLING OFFENSES."

Introduced by: Representatives Aquino, Cullen, Hashem, Ichiyama, Ing, McDermott, Nakashima, Tsuji and Yamashita.

344 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Representatives Aquino, Cullen, Hashem, Ichiyama, Ing, Nakashima, Tsuji, Yamane and Yamashita.

345 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Representatives Aquino, Cullen, Ichiyama, Ing, Nakashima, Tsuji and Yamane.

346 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Lowen.

347 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Representatives Lowen, Evans, Hanohano, Ohno and Onishi.

348 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Lowen and Lee.

349 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Lowen.

350 "A BILL FOR AN ACT RELATING TO CHILDHOOD OBESITY."

Introduced by: Representatives Lowen, Kobayashi, Morikawa and Ohno.

351 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Lowen, Cabanilla and Morikawa.

352 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representatives Lowen, Hanohano, Lee, Thielen, Evans, Ing, Morikawa and Onishi.

353 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Lowen, Coffman, Hanohano, Nakashima, Onishi, Tsuji, Wooley, Cheape, Evans and Ohno.

354 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Lowen, Evans, Hanohano, Lee, McKelvey, Ing, Morikawa and Tsuji.

355 "A BILL FOR AN ACT RELATING TO COFFEE."

Introduced by: Representatives Lowen, Hanohano, Evans and Takayama.

356 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Lowen and Lee.

357 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Lowen and Lee.

358 "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING."

Introduced by: Representatives Lowen, Carroll, Choy, Coffman, Hanohano, Kawakami, McKelvey, Evans, Ing, Morikawa and Onishi.

359 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Representatives Lowen, Evans and Lee.

360 "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS."

Introduced by: Representatives Lowen, Hanohano and Evans.

361 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Representatives Lowen, Evans, Nakashima, Ing and Morikawa.

362 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE."

Introduced by: Representatives Yamane, Aquino, Cullen and Takayama.

363 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Representatives Yamane, Aquino, Cullen and Takayama.

364 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Yamane.

365 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Yamane.

366 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Yamane.

367 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Yamane.

368 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Yamane.

369 "A BILL FOR AN ACT RELATING TO FIRE SAFETY."

Introduced by: Representatives Yamane, Aquino, Cullen, Ing and McKelvey.

370 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."

Introduced by: Representatives Yamane, Aquino, Cullen and McKelvey.

371 "A BILL FOR AN ACT RELATING TO CLASSROOM SIZE."

Introduced by: Representative Yamane.

372 "A BILL FOR AN ACT RELATING TO THE CONTRACTORS LICENSE BOARD."

Introduced by: Representative Yamane.

373 "A BILL FOR AN ACT RELATING TO MAMMOGRAPHY REPORTING."

Introduced by: Representatives Yamane, Aquino and Cullen.

374 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES."

Introduced by: Representative Belatti.

375 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES."

Introduced by: Representative Belatti.

376 "A BILL FOR AN ACT RELATING TO FOOD."

Introduced by: Representatives McKelvey, Belatti, Evans and Kobayashi.

377 "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM."

Introduced by: Representatives McKelvey, Cabanilla, Carroll, Mizuno and Belatti.

378 "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT."

Introduced by: Representatives McKelvey, Carroll, Ing, Souki and Woodson.

379 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Representatives McKelvey, Carroll, Ing, Souki and Woodson.

380 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES."

Introduced by: Representative Souki.

381 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Hashem, by request.

382 "A BILL FOR AN ACT RELATING TO MANDATORY REPORTING."

Introduced by: Representatives Mizuno, Carroll and McKelvey.

383 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Representative Mizuno.

384 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Mizuno and Carroll.

385 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno and Carroll.

386 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Mizuno.

387 "A BILL FOR AN ACT RELATING TO THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM."

Introduced by: Representatives Mizuno and Carroll.

388 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Representatives Mizuno and Cabanilla.

389 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Representatives Mizuno, Brower and Ing.

390 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Representatives Mizuno, Brower and Cabanilla.

391 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno, Carroll, Brower and Ing.

392 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Representatives Mizuno and Carroll.

393 "A BILL FOR AN ACT RELATING TO MEDICAL AMNESTY."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing and Jordan.

394 "A BILL FOR AN ACT RELATING TO YOUTH AND FAMILY PROGRAMS."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing and Woodson.

395 "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing and Woodson.

396 "A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing, Jordan, Thielen and Woodson.

397 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Mizuno.

398 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano and Ing.

399 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Hanohano, Jordan, Brower, Carroll and Ing.

400 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing and Woodson.

401 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Ing and Woodson.

402 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano and Ing.

403 "A BILL FOR AN ACT RELATING TO SPOUSAL SUPPORT."

Introduced by: Representatives Belatti, Awana, Carroll, Cheape, Fukumoto, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

404 "A BILL FOR AN ACT RELATING TO WARNING SIGNS."

Introduced by: Representatives Belatti, Awana, Cabanilla, Carroll, Cheape, Fukumoto, Hanohano, Ichiyama, Lowen, Luke, Morikawa, Thielen and Wooley.

405 "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS."

Introduced by: Representatives Belatti, Awana, Cabanilla, Carroll, Cheape, Fukumoto, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

406 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti, Hanohano, Carroll, Ichiyama and Lowen.

407 "A BILL FOR AN ACT RELATING TO CANCER."

Introduced by: Representatives Belatti, Awana, Carroll, Cheape, Fukumoto, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa and Thielen.

408 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representatives Belatti, Awana, Carroll, Cheape, Hanohano, Thielen, Wooley, Lowen and Morikawa.

409 "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE."

Introduced by: Representatives Belatti, Carroll, Jordan, Morikawa and Thielen.

410 "A BILL FOR AN ACT RELATING TO JURY DUTY."

Introduced by: Representatives Belatti, Awana, Carroll, Cheape, Fukumoto, Hanohano, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

411 "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS."

Introduced by: Representatives Belatti, Cabanilla, Carroll, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

412 "A BILL FOR AN ACT RELATING TO CERTIFICATES OF BIRTH."

Introduced by: Representatives Belatti, Hanohano, Ichiyama, Jordan, Lowen, Luke, Thielen and Wooley.

413 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Belatti, Awana, Hanohano, Morikawa, Cabanilla and Lowen.

414 "A BILL FOR AN ACT RELATING TO WAIPIO VALLEY."

Introduced by: Representatives Nakashima, Awana, Belatti, Evans, Hanohano, Mizuno, Nishimoto, Onishi, Saiki and Luke.

415 "A BILL FOR AN ACT RELATING TO THE COUNTIES."

Introduced by: Representatives Nakashima, Awana, Belatti, Hanohano, Mizuno, Saiki, Evans, Luke and Nishimoto.

416 "A BILL FOR AN ACT RELATING TO ZIPLINES."

Introduced by: Representatives Nakashima, Hashem, Ing, Nishimoto, Luke and Onishi.

417 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representatives Nakashima, Belatti, Coffman, Evans, Hanohano, Lowen, Onishi and Morikawa.

418 "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT."

Introduced by: Representatives Nakashima, Belatti, Hanohano, Mizuno, Saiki, Awana, Lowen, Luke, Nishimoto and Tsuji.

419 "A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE."

Introduced by: Representative Saiki.

420 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES."

Introduced by: Representatives Saiki, Belatti and Lee.

421 "A BILL FOR AN ACT RELATING TO CULTURE AND ARTS."

Introduced by: Representative Saiki, by request.

422 "A BILL FOR AN ACT RELATING TO TIME SHARES."

Introduced by: Representative Saiki.

423 "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES."

Introduced by: Representative Saiki.

424 "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES."

Introduced by: Representative Saiki.

425 "A BILL FOR AN ACT RELATING TO OFFERS IN COMPROMISE."

Introduced by: Representative Saiki.

426 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Representative Saiki.

427 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII STATE CONSTITUTION TO ALLOW ELECTRONIC COPIES, AS AN ALTERNATIVE TO PRINTED COPIES, OF A BILL TO BE MADE AVAILABLE FOR MEMBERS OF A HOUSE IN WHICH THE BILL IS BEING VOTED UPON FOR THIRD OR FINAL READING IN FULFILLMENT OF THE FORTY-EIGHT HOUR AVAILABILITY REQUIREMENT."

Introduced by: Representatives Saiki, Belatti and Lee.

428 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."

Introduced by: Representatives Saiki, Belatti and Lee.

429 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Saiki and Brower.

430 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Saiki and Lee.

431 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

432 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

433 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

434 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

435 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Representatives Nakashima, Awana, Hanohano, Mizuno, Nishimoto, Saiki, Evans and Luke.

436 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Nakashima, Awana, Belatti, Evans, Hanohano, Luke, Mizuno, Nishimoto, Onishi, Saiki and Woodson.

437 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Nakashima, Ing, Hashem, Ichiyama, Luke and Nishimoto.

438 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Nakashima.

439 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representative Nakashima.

440 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Nakashima.

441 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES."

Introduced by: Representative Lee.

442 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Lee, Brower, McKelvey, Mizuno, Morikawa, Nakashima, Thielen, Wooley and Saiki.

443 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Introduced by: Representative Lee.

444 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."

Introduced by: Representative Lee.

445 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Lee.

446 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Lee.

447 "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY."

Introduced by: Representatives Lee, Brower, Mizuno, Morikawa, Nakashima, Nishimoto, Saiki and Thielen.

448 "A BILL FOR AN ACT RELATING TO LIQUEFIED NATURAL GAS."

Introduced by: Representative Lee.

449 "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS."

Introduced by: Representative Lee.

450 "A BILL FOR AN ACT RELATING TO HYDROGEN FUELING STATIONS."

Introduced by: Representatives Lee and Mizuno.

451 "A BILL FOR AN ACT RELATING TO FOSSIL FUELS."

Introduced by: Representative Lee.

452 "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS."

Introduced by: Representatives Lee, Belatti, Brower, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Rhoads, Saiki and Thielen.

453 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representative Lee.

454 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representative Souki, by request.

455 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Representative Souki, by request.

456 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Representatives Takai, Brower, Ito, Johanson, Lee, Woodson, Yamane, Cachola and Nakashima.

457 "A BILL FOR AN ACT RELATING TO ACT 326, SESSION LAWS OF HAWAII 2012, REPORTING REQUIREMENTS."

Introduced by: Representatives Takai, Belatti, Brower, Ito, Lee, Morikawa, Nishimoto, Saiki, Cachola, Ing, Luke and Rhoads.

458 "A BILL FOR AN ACT RELATING TO RANDOM DRUG TESTING."

Introduced by: Representatives Takai, Awana, Brower, Carroll, Ito, Mizuno, Morikawa, Nishimoto and Ohno.

459 "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND ARTS."

Introduced by: Representatives Takai and McDermott.

460 "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE."

Introduced by: Representative Thielen.

461 "A BILL FOR AN ACT RELATING TO NET ENERGY METERING."

Introduced by: Representatives Ward, Brower, Cheape, Evans, Fale, Hanohano, Har, Kawakami, Lee, McKelvey, Thielen, Belatti and McDermott.

462 "A BILL FOR AN ACT RELATING TO CYBERSECURITY."

Introduced by: Representatives Ward, Aquino, Brower, Cheape, Evans, Har, Ing, Lee, McDermott, McKelvey, Nakashima, Thielen and Tsuji.

463 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Ward, Brower, Cheape and Hanohano.

464 "A BILL FOR AN ACT RELATING TO NAMES."

Introduced by: Representatives Ward and Fukumoto.

465 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Representatives Ward, Belatti, Har, Lee, McDermott, Thielen, Brower, Carroll, Cheape and Evans.

466 "A BILL FOR AN ACT RELATING TO GOVERNMENT TRANSPARENCY."

Introduced by: Representatives Ward, Brower, Cheape, Lee and McDermott.

467 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ward, Awana, Fale, Fukumoto, Hanohano, Hashem and Onishi.

468 "A BILL FOR AN ACT RELATING TO JOB CREATION."

Introduced by: Representatives Ward, Awana, Cheape, Fukumoto, Hanohano, Har, Hashem, Onishi and Fale.

469 "A BILL FOR AN ACT RELATING TO MOTION PICTURES, DIGITAL MEDIA, AND FILM PRODUCTION."

Introduced by: Representatives Ward, Awana, Cheape, Fale, Hanohano, Har, Hashem, Fukumoto and Onishi.

470 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ward, Awana, Hanohano, Har, Hashem, Cheape, Fale and Fukumoto.

471 "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE."

Introduced by: Representative Ward.

472 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Representatives Evans, Hanohano, Lowen, Nakashima and Tsuji.

473 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Representatives Evans, Hanohano, Lowen, McKelvey, Nakashima and Tsuji.

474 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS."

Introduced by: Representatives Evans and Hanohano.

475 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Representatives Evans, Hanohano, Nakashima and Tsuji.

476 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Evans, Hanohano, Nakashima and Tsuji.

477 "A BILL FOR AN ACT RELATING TO CHILD CUSTODY."

Introduced by: Representatives Evans and Mizuno.

478 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Wooley and Onishi.

479 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."

Introduced by: Representative Wooley.

480 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representatives Wooley, Evans and Luke.

481 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE."

Introduced by: Representative Wooley.

482 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Onishi.

483 "A BILL FOR AN ACT RELATING TO TARO LANDS."

Introduced by: Representatives Wooley and Onishi.

484 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO."

Introduced by: Representatives Wooley and Onishi.

485 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Onishi.

486 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Onishi.

487 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Onishi.

488 "A BILL FOR AN ACT RELATING TO APPRAISALS."

Introduced by: Representatives Wooley and Onishi.

489 "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS."

Introduced by: Representatives Wooley and Onishi.

490 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Wooley.

491 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Wooley.

492 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Wooley.

493 "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY."

Introduced by: Representative Wooley.

494 "A BILL FOR AN ACT RELATING TO URBAN ART."

Introduced by: Representatives Wooley, Lee, Morikawa, Takai and Luke.

495 "A BILL FOR AN ACT RELATING TO HOURS OF WORK."

Introduced by: Representatives Wooley, Luke and Nakashima.

496 "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES."

Introduced by: Representative Wooley.

497 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representatives Wooley, Lee, Luke and Onishi.

498 "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS."

Introduced by: Representative Wooley.

499 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SYSTEM."

Introduced by: Representative Wooley.

500 "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS."

Introduced by: Representative Wooley.

501 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Wooley.

502 "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY."

Introduced by: Representative Wooley.

503 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Representative Wooley.

504 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Representatives Jordan, Cabanilla, Hanohano, Ichiyama, Ing, Ito, Oshiro, Say and Yamashita.

505 "A BILL FOR AN ACT RELATING TO GREENWAYS."

Introduced by: Representatives Jordan, Hanohano, Har, Ichiyama, Ito, Kawakami, Lee, Lowen, Mizuno, Oshiro, Say, Wooley, Yamashita, Cachola, Coffman, Evans, Ing, Kobayashi, Ohno, Takayama and Tokioka.

506 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representatives Jordan, Cabanilla, Coffman, Hanohano, Ichiyama, Ito, Kawakami, Kobayashi, Lee, Lowen, Oshiro, Say, Cachola, Evans, Ing, Ohno and Yamashita.

507 "A BILL FOR AN ACT RELATING TO FOOD SUSTAINABILITY."

Introduced by: Representatives Jordan, Belatti, Cabanilla, Hanohano, Ichiyama, Ing, Ito, Lee, Mizuno, Oshiro, Say, Tokioka, Wooley and Yamashita.

508 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."

Introduced by: Representatives Jordan, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Lee, Lowen, Mizuno, Oshiro, Say, Belatti, Cabanilla, Cachola, Kobayashi and Yamashita.

509 "A BILL FOR AN ACT RELATING TO MAKUA VALLEY."

Introduced by: Representatives Jordan, Belatti, Hanohano, Har, Ichiyama, Ito, Lee, Mizuno, Oshiro, Say, Takayama, Tokioka, Cachola, Hashem, Kobayashi and Rhoads.

510 "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE PLEAS."

Introduced by: Representatives Jordan, Hanohano, Har, Kobayashi, Lee, Mizuno, Oshiro, Say, Yamashita, Cachola and Ichiyama.

511 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representatives Jordan, Cabanilla, Hanohano, Hashem, Ing, Ito, Lee, Mizuno, Oshiro, Say, Takayama, Belatti, Cachola, Ichiyama, Kobayashi, Lowen, Ohno, Rhoads and Yamashita.

512 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."

Introduced by: Representatives Jordan, Belatti, Hanohano, Ing, Lee, Oshiro and Ichiyama.

513 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

514 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

515 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

516 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING DELINQUENT ACCOUNTS."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

517 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING PROGRAM ADMINISTRATION."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

518 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

519 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

520 "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

521 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

522 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Representatives Jordan, Ito, Oshiro, Say and Yamashita.

523 "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD."

Introduced by: Representatives McKelvey and Awana.

524 "A BILL FOR AN ACT RELATING TO THE HONOR AND REMEMBER FLAG."

Introduced by: Representatives Takai, Brower and Lee.

525 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Representatives Takai, Brower, Ito, Lee, McKelvey, Nishimoto, Woodson, Yamane and Cachola.

526 "A BILL FOR AN ACT RELATING TO THE MILITIA."

Introduced by: Representatives Takai, McDermott and Onishi.

527 "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE."

Introduced by: Representatives Takai, McKelvey, Morikawa, Ohno, Onishi, Thielen and Tsuji.

528 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."

Introduced by: Representatives Takai, Ito, McDermott, Morikawa, Takayama, Tsuji, Ohno and Onishi.

529 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Representative Mizuno.

530 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representatives Cabanilla, Har, Ichiyama and Oshiro.

531 "A BILL FOR AN ACT RELATING TO STATE LOW-INCOME PUBLIC HOUSING."

Introduced by: Representatives Cabanilla, Har and Oshiro.

532 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Cabanilla, Hashem, Say, Woodson, Yamashita, Choy, Ito, Tokioka and Tsuji.

533 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Representatives Cabanilla, Coffman, Har, Hashem, Ito, Kawakami, Say, Takayama and Yamashita.

534 "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT."

Introduced by: Representatives Cabanilla, Ichiyama, Ito, Kawakami, Say, Takayama, Yamashita and Woodson.

535 "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS."

Introduced by: Representatives Cabanilla, Say, Ichiyama, Ito, Kawakami and Woodson.

536 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Cabanilla, Coffman, Cullen, Ichiyama, Ito, Kawakami, Oshiro, Say, Takayama, Tokioka and Yamashita.

537 "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY."

Introduced by: Representatives Cabanilla, Choy, Har, Ichiyama, Kawakami, Say, Takayama, Yamashita and Tokioka.

538 "A BILL FOR AN ACT RELATING TO MEDICINE."

Introduced by: Representatives Cabanilla, Choy, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji and Yamashita.

539 "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS."

Introduced by: Representatives Cabanilla, Choy, Woodson, Oshiro, Say and Tokioka.

540 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

541 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

542 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Har, Oshiro and Say.

543 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

544 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

545 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

546 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Oshiro and Say.

547 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman and Say.

548 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Choy, Har, Ichiyama, Ito, Oshiro, Say, Takayama, Yamashita and Cabanilla,

549 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Choy, Coffman, Cullen, Har, Ichiyama, Oshiro, Say and Takayama.

550 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representatives Coffman, Har, Hashem, Ichiyama, Kawakami, Oshiro, Say, Tokioka, Tsuji, Yamashita and Choy.

551 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."

Introduced by: Representatives Har, Fale, Hashem, Ichiyama, Say and Yamashita.

552 "A BILL FOR AN ACT RELATING TO AGRICULTURAL DEVELOPMENT."

Introduced by: Representatives Har, Cullen, Hashem, Oshiro, Say, Takayama and Tsuji.

553 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Cullen, Fale, Hashem, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji and Yamashita.

554 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Cullen, Oshiro, Say, Tsuji, Ward, Hashem and Takayama.

555 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Cullen, Fale, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji, Ward and Yamashita.

556 "A BILL FOR AN ACT RELATING TO PUBLIC OFFICE."

Introduced by: Representatives Har, Aquino, Cabanilla, Cullen, Ito, Jordan and Yamane.

557 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Fale, Hashem, Ito, Oshiro, Say, Tsuji, Ward and Yamashita.

558 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Har, Cullen, Fale, Ichiyama, Say and Yamashita.

559 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Cullen, Fale, Oshiro, Say, Tsuji and Yamashita.

560 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING."

Introduced by: Representatives Har, Aquino, Cabanilla, Carroll, Cullen, Fale, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Yamane, Choy, Coffman and Yamashita.

561 "A BILL FOR AN ACT RELATING TO WATERSHED INITIATIVES."

Introduced by: Representatives Har, Choy, Cullen, Evans, Hashem, Ichiyama, Ito, Kawakami, Oshiro, Say, Tsuji, Yamane, Yamashita and Cabanilla.

562 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Representatives Har, Cabanilla, Choy, Coffman, Cullen, Ichiyama, Ito, Jordan, Kawakami, Say, Takayama, Tsuji and Yamane.

563 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Har, Choy, Coffman, Evans, Hashem, Ichiyama, Ito, Jordan, Kawakami, Takayama, Tsuji, Yamane, Yamashita, Cabanilla and Say.

564 "A BILL FOR AN ACT RELATING TO VEHICULAR TAXES."

Introduced by: Representatives Har, Cabanilla, Coffman, Cullen, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takai, Tsuji, Yamane, Yamashita and Choy.

565 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLES."

Introduced by: Representatives Har, Cabanilla, Cullen, Hashem, Ichiyama, Oshiro, Say, Tsuji, Yamane and Jordan.

566 "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE."

Introduced by: Representatives Har, Cabanilla, Cullen, Hashem, Ichiyama, Ito, Kawakami, Say, Takayama, Tsuji, Yamane, Choy and Evans.

567 "A BILL FOR AN ACT RELATING TO URBAN GROWTH COMMISSION."

Introduced by: Representatives Har, Cabanilla, Cullen, Hashem, Ichiyama, Ito, Kawakami, Oshiro, Say, Tsuji, Yamane, Coffman and Evans.

568 "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION."

Introduced by: Representatives Har, Cabanilla, Carroll, Choy, Coffman, Cullen, Fale, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tsuji, Yamane and Yamashita.

569 "A BILL FOR AN ACT RELATING TO A TAX CREDIT FOR AFTER-SCHOOL PROGRAMS."

Introduced by: Representatives Ichiyama, Hanohano, Har, Hashem, Ito, Kawakami, Morikawa, Nakashima, Ohno, Say, Takayama, Takumi and Yamashita.

570 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representatives Ichiyama, Brower, Choy, Har, Hashem, Ito, Kawakami, Morikawa, Ohno, Takayama, Tsuji, Yamashita and Cullen.

571 "A BILL FOR AN ACT RELATING TO EARLY LEARNING."

Introduced by: Representatives Ichiyama, Choy, Cullen, Hanohano, Har, Hashem, Ito, Kawakami, Morikawa, Nakashima, Ohno, Say, Takayama and Yamashita.

572 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT."

Introduced by: Representatives Coffman, Har, Ichiyama, Ito and Oshiro.

573 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Ito, Har and Hashem.

574 "A BILL FOR AN ACT RELATING TO PUBLIC FUNDS."

Introduced by: Representatives Ito, Har, Ichiyama, Oshiro, Say and Tsuji.

575 "A BILL FOR AN ACT RELATING TO STATE DEBT."

Introduced by: Representatives Ito, Har, Ichiyama, Oshiro, Say and Tsuji.

576 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representatives Ito, Har, Ichiyama, Oshiro, Say, Tsuji and Yamane.

577 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Ito, Aquino, Carroll, Choy, Coffman, Cullen, Har, Hashem, Ichiyama, Johanson, Jordan, Kawakami, Kobayashi, Nakashima, Nishimoto, Oshiro, Say, Takai, Thielen, Tokioka, Tsuji, Ward, Yamane, Yamashita and Takayama.

578 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Ito, Aquino, Cabanilla, Carroll, Choy, Coffman, Cullen, Har, Hashem, Ichiyama, Johanson, Jordan, Kawakami, Kobayashi, Nakashima, Nishimoto, Oshiro, Say, Takai, Thielen, Tokioka, Tsuji, Ward, Yamane, Yamashita and Takayama.

579 "A BILL FOR AN ACT RELATING TO PERSONS INVOLUNTARILY ADMITTED TO PSYCHIATRIC FACILITIES TAKING EDUCATIONAL COURSES."

Introduced by: Representatives Ito, Cabanilla, Coffman, Cullen, Har, Ichiyama, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji, Yamane, Aquino, Choy and Yamashita.

580 "A BILL FOR AN ACT RELATING TO MILITARY PERSONNEL AND THEIR FAMILIES."

Introduced by: Representatives Ito, Cabanilla, Coffman, Cullen, Har, Ichiyama, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji, Yamane, Yamashita and Choy.

581 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Ito, Har, Ichiyama, Oshiro, Say, Tsuji and Yamashita.

582 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Representatives Ito, Cullen, Har, Hashem, Takayama, Tsuji, Fale and Say.

583 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representatives Ito, Fale, Har, Oshiro and Say.

584 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Kawakami, Oshiro, Say and Tsuji.

585 "A BILL FOR AN ACT RELATING TO CADMIUM."

Introduced by: Representatives Kawakami, Cullen, Har, Hashem, Ito, Oshiro and Tsuji.

586 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."

Introduced by: Representatives Kawakami, Har, Hashem, Oshiro, Tokioka, Choy, Say and Tsuji.

587 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representatives Kawakami, Cullen, Ichiyama, Ito, Oshiro, Say, Takayama and Tsuji.

588 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representatives Kawakami, Har, Ichiyama, Oshiro, Tokioka, Choy, Hashem, Say, Tsuji and Yamashita.

589 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representatives Kawakami, Ito, Say, Takayama, Tsuji, Choy and Cullen.

590 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Kawakami, Cullen, Har, Hashem, Ichiyama, Ito, Say, Takayama, Tokioka, Choy, Oshiro and Tsuji.

591 "A BILL FOR AN ACT RELATING TO SAFE ROUTES TO SCHOOL."

Introduced by: Representatives Kawakami, Cullen, Hashem, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji and Yamane.

592 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Oshiro, Har and Say.

593 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representatives Oshiro, Cullen, Ito, Tsuji, Yamashita and Hashem.

594 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Oshiro and Say.

595 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Say, Coffman, Cullen, Har, Ichiyama, Jordan, Kawakami, Oshiro and Takayama.

596 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Say, Choy, Coffman, Cullen, Har, Ichiyama, Jordan, Kawakami, Oshiro and Takayama.

597 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Say, Coffman, Cullen, Har, Ichiyama, Jordan, Kawakami, Oshiro, Takayama and Choy.

598 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Say, Choy, Coffman, Cullen, Har, Ichiyama, Jordan, Kawakami, Oshiro and Takayama.

599 "A BILL FOR AN ACT RELATING TO CAMPAIGN ADVERTISEMENTS."

Introduced by: Representatives Say, Choy, Coffman, Cullen, Har, Hashem, Ichiyama, Kawakami, Oshiro, Takayama and Yamashita.

600 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Representative Say, by request.

601 "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT."

Introduced by: Representatives Say, Choy, Cullen, Har, Jordan, Kawakami, Oshiro and Yamashita.

602 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Say, Har, Hashem, Ichiyama, Oshiro, Tsuji and Cullen.

603 "A BILL FOR AN ACT RELATING TO THE USE OF DEADLY FORCE."

Introduced by: Representative Say, by request.

604 "A BILL FOR AN ACT RELATING TO PART-TIME TEACHERS."

Introduced by: Representatives Say, Cabanilla, Har, Hashem, Kawakami, Oshiro, Yamashita, Ito and Takayama.

605 "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS."

Introduced by: Representatives Say, Har, Hashem, Ito, Kawakami, Oshiro, Yamashita, Cabanilla, Cullen and Takayama.

606 "A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY."

Introduced by: Representative Say, by request.

607 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representative Say, by request.

608 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."

Introduced by: Representatives Takayama, Cullen, Hashem, Oshiro and Yamashita.

609 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takayama, Hashem, Oshiro, Yamashita and Cullen.

610 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takayama, Hashem, Oshiro and Yamashita.

611 "A BILL FOR AN ACT RELATING TO TANNING."

Introduced by: Representatives Takayama, Cullen, Ichiyama, Oshiro, Yamane and Yamashita.

612 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Representatives Takayama, Ichiyama, Ito, Oshiro and Yamashita.

613 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representatives Takayama, Cullen, Hashem, Ichiyama, Ito, Oshiro, Thielen and Yamashita.

614 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representatives Takayama, Hashem, Ichiyama, Oshiro and Thielen.

615 "A BILL FOR AN ACT RELATING TO PATERNITY."

Introduced by: Representatives Takayama, Cullen, Hashem, Ichiyama, Ito, Yamane and Tsuji.

616 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Representatives Takayama, Cullen, Hashem, Ichiyama, Ito, Tsuji and Yamane.

617 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Takayama, Har, Hashem, Ichiyama, Ito, Oshiro and Tsuji.

618 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takayama, Cullen, Har, Hashem, Ichiyama, Ito, Oshiro and Tsuji.

619 "A BILL FOR AN ACT RELATING TO FERAL BIRDS."

Introduced by: Representatives Takayama, Choy, Ichiyama, Ito, Oshiro, Say, Thielen, Cheape, Cullen, Har, Tokioka, Tsuji and Yamashita.

620 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Takayama, Choy, Hashem, Ichiyama, Ito, Kawakami, Oshiro, Say, Tokioka, Tsuji, Yamashita and Har.

621 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Takayama, Carroll, Cullen, Hashem, Ichiyama, Ito, Kawakami, Say, Tokioka, Tsuji, Yamane, Yamashita and Choy.

622 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Representatives Takayama, Choy, Har, Ichiyama, Ito, Kawakami, Oshiro, Say, Tokioka, Tsuji and Yamane.

623 "A BILL FOR AN ACT RELATING TO GOVERNMENT MOTOR VEHICLES."

Introduced by: Representatives Tokioka, Cabanilla, Cullen, Hashem, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tsuji and Yamashita.

624 "A BILL FOR AN ACT MAKING A GRANT FOR THE ESTABLISHMENT AND OPERATION OF A COMPREHENSIVE DEAF CENTER."

Introduced by: Representatives Tokioka, Choy, Ichiyama, Ito, Jordan, Kawakami, Say, Tsuji, Yamashita and Cullen.

625 "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY."

Introduced by: Representatives Tokioka, Choy, Ichiyama, Oshiro, Tsuji, Say and Yamashita.

626 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Tsuji, Choy, Har, Ichiyama, Oshiro, Say, Takayama, Tokioka, Yamashita, Cullen and Ito.

627 "A BILL FOR AN ACT RELATING TO FOOD."

Introduced by: Representatives Tsuji, Choy, Har, Ichiyama, Ito, Say, Takayama, Yamashita, Cullen and Kawakami.

628 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Tsuji, Choy, Cullen, Ichiyama, Ito, Oshiro, Say, Takayama and Yamashita.

629 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Representatives Tsuji, Choy, Cullen, Ichiyama, Oshiro, Tokioka, Yamashita, Ito, Kawakami, Say and Takayama.

630 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Tsuji, Choy, Cullen, Ichiyama, Ito, Kawakami, Oshiro, Say, Takayama, Tokioka and Yamashita.

631 "A BILL FOR AN ACT RELATING TO FOOD."

Introduced by: Representatives Tsuji, Choy, Cullen, Har, Ichiyama, Kawakami, Takayama, Yamane, Ito and Say.

632 "A BILL FOR AN ACT RELATING TO OPEN DATA."

Introduced by: Representatives Tsuji, Ito, Oshiro, Say and Takayama.

633 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Tsuji, Har, Hashem, Ito, Morikawa, Onishi, Oshiro, Say, Takayama, Yamashita and Ichiyama.

634 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Representatives Yamashita, Choy, Coffman, Cullen, Har, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji and Yamane.

635 "A BILL FOR AN ACT RELATING TO BROADBAND."

Introduced by: Representatives Yamashita, Har, Hashem, Ichiyama, Ito, Jordan, Oshiro, Takayama and Yamane.

636 "A BILL FOR AN ACT RELATING TO HEARING AIDS."

Introduced by: Representative Carroll.

637 "A BILL FOR AN ACT MAKING A GRANT FOR THE ESTABLISHMENT AND OPERATION OF A COMPREHENSIVE SERVICE CENTER."

Introduced by: Representative Carroll.

638 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Hanohano.

639 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Belatti, Mizuno, Brower, Ing, Morikawa, Onishi and Saiki.

640 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Representative Mizuno.

641 "A BILL FOR AN ACT RELATING TO FOOD LABELING."

Introduced by: Representative Mizuno.

642 "A BILL FOR AN ACT RELATING TO SPORTS."

Introduced by: Representative Mizuno.

643 "A BILL FOR AN ACT RELATING TO YOUTH GANGS."

Introduced by: Representatives Mizuno and Carroll.

644 "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS."

Introduced by: Representatives Mizuno, Carroll and Lee.

645 "A BILL FOR AN ACT RELATING TO BRAIN TRAUMA."

Introduced by: Representative Mizuno.

646 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Mizuno.

647 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno and Carroll.

648 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Representative Mizuno.

649 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

650 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Representative Belatti.

651 "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS."

Introduced by: Representative Belatti.

652 "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING."

Introduced by: Representative Belatti.

653 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAIʻI PACIFIC HEALTH."

Introduced by: Representatives Belatti and Morikawa.

654 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Representatives Belatti, Brower, Kobayashi, Lee, Mizuno, Morikawa, Nakashima, Wooley, Ing, Onishi and Saiki.

655 "A BILL FOR AN ACT RELATING TO MEDICAL SERVICES PROVIDERS."

Introduced by: Representatives Belatti, Brower, Ing, Kobayashi, Lee, Mizuno, Morikawa, Nakashima, Wooley, Onishi and Saiki.

656 "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY."

Introduced by: Representatives Belatti, Kobayashi, Lee, Mizuno, Morikawa, Onishi, Wooley, Ing, Nakashima and Saiki.

657 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Representatives Belatti, Kobayashi, Lee, Mizuno, Ing, Lowen, Morikawa, Onishi and Saiki.

658 "A BILL FOR AN ACT RELATING TO DENTAL HEALTH."

Introduced by: Representatives Belatti, Brower, Kobayashi, Lee, Mizuno, Morikawa, Ing, Nakashima, Onishi and Saiki.

659 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representative Carroll.

660 "A BILL FOR AN ACT RELATING TO SHIPPING."

Introduced by: Representative Carroll.

661 "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Representative Mizuno.

662 "A BILL FOR AN ACT RELATING TO KANAKA MAOLI FISHPONDS."

Introduced by: Representative Hanohano.

663 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Representative Nishimoto, by request.

664 "A BILL FOR AN ACT RELATING TO THRILL CRAFT."

Introduced by: Representative Nishimoto.

665 "A BILL FOR AN ACT RELATING TO AT-RISK YOUTH."

Introduced by: Representative Nishimoto.

666 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Representative Nishimoto.

667 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representatives Belatti, Brower, Lee, Mizuno, Wooley, Ing, Morikawa, Nakashima and Saiki.

668 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti, Lee, Brower, Kobayashi, Morikawa, Nakashima and Saiki.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 10) was announced by the Clerk and the following action taken:

H.R. No. 10, entitled: "HOUSE RESOLUTION RELATING TO THE CAUCUS LEADERS AND COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

Representative Saiki moved that H.R. No. 10 be adopted, seconded by Representative Johanson.

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

Representative Har rose in opposition to 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. Chair, I rise in opposition to House Resolution 10.

"I would like to reference the comments that I made on House Resolution No. 4, as those comments are relevant to this resolution as well.

"Thank you."

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

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

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

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

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

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I stand in opposition to House Resolution No. 10.

"Thank you, Mr. Speaker. I was not expecting to vote no on this measure regarding the reassignment of two members to certain standing committees. But I do so to express my continuing disagreement with the manner in which a previously approved House Resolution No. 4, came to be and eventually adopted.

"Accordingly, I request that my remarks on House Resolution No. 2, which were entered into the House Journal on January 16, 2013, be inserted here. Furthermore, please know that I did seek to eliminate an obligation from the Speaker to the four minority freshman members with the Minority Leader and Minority Floor Leader to no avail. My vote in opposition also reflects their refusal to accept my offer.

"For these reasons, I respectfully cast a no vote with these comments."

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

"Mr. Speaker, I rise in support of this measure. I'd just like to explain that the purpose of this resolution is to change some committee assignments based on the changes in our conference room hearing schedule. Thank you."

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

Representative Fukumoto's written remarks are as follows:

"I want to express my appreciation to the House of Representatives for making the changes reflected in House Resolution No. 10. The changes affect me and the Representative from the 45th District. The previous committee assignments would have required us to be in two committees simultaneously."

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in strong support of this resolution. I believe that it is important that the Representatives from the 45th and 36th Districts be permitted to switch places on the Health and Human Services Committees. As the minority, we face a challenge in ensuring that our members are able to provide coverage on all the committees, and this change allows us to better represent the interests of all of the people of Hawaii by avoiding conflicting committee assignments. Alternatively, I do not believe that this change is unprecedented or unreasonable, and as a result, it should be adopted as a necessary measure of protocol. This change is just one step towards achieving a more collaborative and cooperative government that puts the interests of people above all else."

The motion was put to vote by the Chair and carried, and H.R. No. 10 was adopted, with Representatives Har, Jordan, Kawakami, Oshiro, Say and Tokioka voting no, and with Representative Belatti being excused.

By unanimous consent, the following resolution (H.R. No. 9) and concurrent resolutions (H.C.R. Nos. 9 through 14) were referred to Printing and further action was deferred:

H.R. No. 9, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF EDUCATION TO INCLUDE THE TOPIC OF ORGAN AND TISSUE DONATION AS A MANDATED INSTRUCTIONAL ELEMENT IN DRIVER EDUCATION COURSES STATEWIDE," was jointly offered by Representatives Ing, Kobayashi, Lowen, Morikawa and Ohno.

H.C.R. No. 9, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF EDUCATION TO INCLUDE THE TOPIC OF ORGAN AND TISSUE DONATION AS A MANDATED INSTRUCTIONAL ELEMENT IN DRIVER EDUCATION COURSES STATEWIDE," was jointly offered by Representatives Ing, Lowen, Morikawa and Ohno.

H.C.R. No. 10, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE A CONSTITUTIONAL AMENDMENT TO OVERTURN THE UNITED STATES SUPREME COURT'S HOLDING RELATING TO CORPORATE INDEPENDENT EXPENDITURES IN CITIZENS UNITED V. FEDERAL ELECTION COMMISSION," was jointly offered by Representatives Takayama, Choy, Coffman, Har, Ichiyama, Kawakami, Oshiro and Say.

H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT FEDERAL LEGISLATION TO MODERNIZE THE TOXIC SUBSTANCES CONTROL ACT OF 1976 TO STRENGTHEN CHEMICALS MANAGEMENT THROUGH POLICY REFORMS," was jointly offered by Representatives Belatti, Awana, Carroll, Hanohano, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO FUND ABORTIONS FOR SERVICEWOMEN IN CASES OF RAPE OR INCEST AND LIFT THE BAN ON PRIVATE FUNDING OF ABORTIONS AT MILITARY BASES," was jointly offered by Representatives Belatti, Cabanilla, Carroll, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa and Thielen.

H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPPORT OF THE REPEAL OF COMBAT EXCLUSIONARY RULES," was jointly offered by Representatives Belatti, Awana, Cabanilla, Carroll, Hanohano, Ichiyama, Jordan, Lowen and Wooley.

H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES TO RECOGNIZE THE RECOVERY OF HAWAIIAN GREEN SEA TURTLES AND BEGIN ACTIVE MANAGEMENT OF THIS IMPORTANT SPECIES," was offered by Representative Hanohano.

ANNOUNCEMENTS

Representative Morikawa: "Thank you, Mr. Speaker. With an unusual flu season upon us, I would like to encourage as many of you to get your flu shots. We've got a lot of work to do in this building and because we're such a closely knit group, we need to stay healthy. Flu shots will be offered tomorrow, Wednesday, in Conference Room 329 from 11:00 a.m. to 2:00 p.m. Thank you, Mr. Speaker."

Representative Cabanilla: "Thank you, Mr. Speaker, I just would like to extend my warmest congratulations to what I believe is the first black American as a Member of the House of Representatives, if not the Hawaii Legislature. That is our junior member, Mr. Justin Woodson. Thank you, Mr. Speaker."

Representative Fale: "Mr. Speaker, District 47 is proud to be home of Red Raider country and also the Red Raider who is going to be playing in the Super Bowl. Ma'ake Kemoeatu. And we would just like to thank him for everything he does for the community, and we're very proud of what he's been able to accomplish for our community."

Speaker Souki: "Thank you. We're proud of him too."

Representative Brower: "Thank you, Mr. Speaker. I just want to let the Members know I tried to read the material sent to us on Opening Day, and I would like to congratulate the Representative from North Kona on her video that was delivered with the package from the Hawaii Historic Foundation. It's a very well produced video about an hour long as she interviews many people in our community regarding preservation. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
83	Committee on Housing, then to the Committee on Judiciary
84	Committee on Transportation, then to the Committee on Judiciary
85	Committee on Labor & Public Employment, then to the Committee on Finance
86	Committee on Housing, then to the Committee on Judiciary
87	Committee on Housing, then to the Committee on Judiciary

88 Committee on Judiciary

89 Committee on Transportation, then to the Committee on Judiciary

90 Committee on Transportation, then to the Committee on Judiciary

91 Committee on Transportation, then to the Committee on Judiciary

92 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

93 Committee on Energy & Environmental Protection, then to the Committee on Water & Land, then to the Committee on Finance

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

95 Committee on Health, then to the Committee on Agriculture, then to the Committee on Finance

96 Committee on Agriculture, then to the Committee on Finance

97 Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

98 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Judiciary, then to the Committee on Finance

99 Committee on Health, then to the Committee on Agriculture, then to the Committee on Judiciary

100 Committee on Economic Development & Business, then to the Committee on Health, then to the Committee on Consumer Protection & Commerce

101 Committee on Transportation, then to the Committee on Finance

102 Committee on Judiciary

103 Committee on Higher Education, then to the Committee on Finance

104 Committee on Water & Land, then to the Committee on Judiciary

105 Committee on Water & Land, then to the Committee on Finance

106 Committee on Energy & Environmental Protection, then to the Committee on Water & Land, then to the Committee on Finance

107 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

108 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

109 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

110 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

111 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

112 Committee on Higher Education, then to the Committee on Finance

113 Committee on Higher Education, then to the Committee on Finance

114 Committee on Higher Education

115 Committee on Higher Education

116 Committee on Higher Education

117 Committee on Higher Education

118 Committee on Higher Education

119 Committee on Judiciary

120 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

121 Committee on Agriculture, then to the Committee on Finance

122 Committee on Finance

123 Committee on Judiciary

124 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

125 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

126 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

127 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

128 Committee on Judiciary

129 Committee on Judiciary

130 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

131 Committee on Human Services, then to the Committee on Transportation, then to the Committee on Finance

132 Committee on Education, then to the Committee on Judiciary

133 Committee on Transportation, then to the Committee on Judiciary

134 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

135 Committee on Consumer Protection & Commerce, then to the Committee on Finance

136 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

137 Committee on Finance

138 Committee on Consumer Protection & Commerce

139 Committee on Judiciary, then to the Committee on Finance

140 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

141 Committee on Transportation, then to the Committee on Judiciary

142 Committee on Consumer Protection & Commerce, then to the Committee on Finance

143 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

144 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

145 Committee on Judiciary, then to the Committee on Finance

146 Committee on Transportation, then to the Committee on Judiciary

147 Committee on Judiciary

148 Committee on Judiciary, then to the Committee on Finance

149 Committee on Finance

150 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

151 Committee on Labor & Public Employment, then to the Committee on Finance

152 Committee on Labor & Public Employment, then to the Committee on Finance

153 Committee on Consumer Protection & Commerce, then to the Committee on Finance

154 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

155 Committee on Transportation, then to the Committee on Finance

156 Committee on Transportation, then to the Committee on Finance

157 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

158 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

159 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

160 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

161 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance

162 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Consumer Protection & Commerce

163 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

164 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

165 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

166 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

167 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

168 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

169 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

170 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance

171 Committee on Education

172 Committee on Human Services, then to the Committee on Judiciary

173 Committee on Human Services, then to the Committee on Judiciary

174 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

175 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

176 Committee on Human Services, then to the Committee on Finance

177 Committee on Human Services, then to the Committee on Judiciary

178 Committee on Consumer Protection & Commerce, then to the Committee on Finance

179 Committee on Judiciary

180 Committee on Judiciary, then to the Committee on Finance

181 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

182 Committee on Judiciary

183 Committee on Judiciary

184 Committee on Transportation, then to the Committee on Finance

185 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

186 Jointly to the Committee on Economic Development & Business and the Committee on Health, then to the Committee on Consumer Protection & Commerce

187 Committee on Finance

188 Committee on Judiciary, then to the Committee on Finance

189 Committee on Judiciary

190 Committee on Education, then to the Committee on Judiciary

191 Committee on Water & Land, then to the Committee on Finance

192 Committee on Finance

193 Committee on Water & Land, then to the Committee on Finance

194 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Water & Land, then to the Committee on Finance

195 Committee on Judiciary

196 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance

197 Committee on Judiciary, then to the Committee on Finance

198 Committee on Judiciary, then to the Committee on Finance

199 Committee on Judiciary, then to the Committee on Finance

200 Committee on Finance

201 Committee on Judiciary, then to the Committee on Finance

202 Committee on Health, then to the Committee on Consumer Protection & Commerce

203 Committee on Judiciary, then to the Committee on Finance

204 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

205 Committee on Judiciary, then to the Committee on Finance

206 Committee on Judiciary, then to the Committee on Finance

207 Committee on Consumer Protection & Commerce, then to the Committee on Finance

208 Committee on Judiciary, then to the Committee on Finance

209 Committee on Judiciary, then to the Committee on Finance

210 Committee on Judiciary, then to the Committee on Finance

211 Committee on Labor & Public Employment, then to the Committee on Finance

212 Committee on Labor & Public Employment, then to the Committee on Finance

213 Committee on Agriculture, then to the Committee on Economic Development & Business, then to the Committee on Finance

214 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

215 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

216 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

217 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

218 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Public Safety, then to the Committee on Finance

219 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

220 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

221 Committee on Ocean, Marine Resources, & Hawaiian Affairs

222 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

223 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

224 Committee on Education, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

225 Committee on Consumer Protection & Commerce, then to the Committee on Finance

226 Committee on Water & Land

227 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Housing, then to the Committee on Finance

228 Committee on Labor & Public Employment, then to the Committee on Finance

229 Committee on Water & Land, then to the Committee on Finance

230 Committee on Consumer Protection & Commerce, then to the Committee on Finance

231 Committee on Judiciary

232 Committee on Judiciary, then to the Committee on Finance

233 Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

234 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

235 Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

236 Committee on Judiciary, then to the Committee on Finance

237 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

238 Committee on Judiciary, then to the Committee on Finance

239 Committee on Judiciary, then to the Committee on Finance

240 Committee on Judiciary, then to the Committee on Finance

241 Committee on Consumer Protection & Commerce, then to the Committee on Finance

242 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

243 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Public Safety, then to the Committee on Judiciary

244 Committee on Judiciary

245 Committee on Consumer Protection & Commerce

246 Committee on Judiciary, then to the Committee on Finance

247 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance

248 Committee on Judiciary

249 Committee on Judiciary, then to the Committee on Finance

250 Committee on Human Services, then to the Committee on Finance

251 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Health, then to the Committee on Finance

252 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

253 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance

254 Committee on Finance

255 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

256 Committee on Public Safety, then to the Committee on Judiciary

257 Committee on Public Safety, then to the Committee on Judiciary

258 Committee on Public Safety

259 Committee on Public Safety

260 Committee on Public Safety

261 Committee on Public Safety

262 Committee on Public Safety

263 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

264 Committee on Health, then to the Committee on Finance

265 Committee on Human Services

266 Committee on Health, then to the Committee on Finance

267 Committee on Judiciary, then to the Committee on Finance

268 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

269 Committee on Judiciary, then to the Committee on Finance

270 Committee on Health, then to the Committee on Finance

271 Committee on Labor & Public Employment, then to the Committee on Finance

272 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

273 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

274 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

275 Committee on Judiciary, then to the Committee on Finance

276 Committee on Housing, then to the Committee on Finance

277 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

278 Committee on Education, then to the Committee on Water & Land, then to the Committee on Finance

279 Committee on Agriculture, then to the Committee on Finance

280 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

281 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

282 Committee on Tourism

283 Committee on Tourism

284 Committee on Tourism

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287 Committee on Human Services

288 Committee on Human Services

289 Committee on Human Services

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291 Committee on Human Services

292 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

293 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

294 Committee on Housing

295 Committee on Housing

296 Committee on Housing

297 Committee on Housing

298 Committee on Housing

299 Committee on Education, then to the Committee on Finance

300 Committee on Judiciary, then to the Committee on Finance

301 Committee on Education

302 Committee on Education, then to the Committee on Health, then to the Committee on Finance

303 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

304 Committee on Consumer Protection & Commerce, then to the Committee on Finance

305 Committee on Labor & Public Employment, then to the Committee on Health

306 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

307 Committee on Judiciary

308 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance

309 Committee on Health, then to the Committee on Finance

310 Committee on Finance

311 Committee on Higher Education, then to the Committee on Finance

312 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

313 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance

314 Committee on Finance

315 Committee on Judiciary, then to the Committee on Finance

316 Committee on Judiciary

317 Jointly to the Committee on Water & Land and the Committee on Finance

318 Committee on Education, then to the Committee on Legislative Management, then to the Committee on Finance

319 Committee on Finance

320 Committee on Finance

321 Committee on Judiciary

322 Jointly to the Committee on Agriculture and the Committee on Health, then to the Committee on Finance

323 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

324 Committee on Consumer Protection & Commerce, then to the Committee on Finance

325 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

326 Committee on Consumer Protection & Commerce, then to the Committee on Finance

327 Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance

328 Committee on Higher Education, then to the Committee on Finance

329 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

330 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

331 Committee on Judiciary, then to the Committee on Finance

332 Committee on Tourism, then to the Committee on Finance

333 Committee on Finance

334 Committee on Tourism, then to the Committee on Finance

335 Committee on Transportation, then to the Committee on Judiciary

336 Committee on Transportation

337 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

338 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Finance

339 Committee on Consumer Protection & Commerce

340 Committee on Human Services, then to the Committee on Judiciary

341 Committee on Judiciary, then to the Committee on Finance

342 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

343 Committee on Judiciary, then to the Committee on Finance

344 Committee on Public Safety, then to the Committee on Human Services, then to the Committee on Finance

345 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

346 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

347 Committee on Education, then to the Committee on Finance

348 Committee on Agriculture, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

349 Committee on Agriculture, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

350 Committee on Health, then to the Committee on Education, then to the Committee on Finance

351 Committee on Health, then to the Committee on Consumer Protection & Commerce

352 Jointly to the Committee on Water & Land and the Committee on Finance

353 Committee on Agriculture, then to the Committee on Finance

354 Committee on Agriculture, then to the Committee on Finance

355 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

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

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

358 Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

359 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

360 Committee on Judiciary, then to the Committee on Finance

361 Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

362 Committee on Health, then to the Committee on Finance

363 Committee on Public Safety, then to the Committee on Health, then to the Committee on Finance

364 Committee on Transportation

365 Committee on Transportation

366 Committee on Transportation

367 Committee on Transportation

368 Committee on Transportation

369 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

370 Committee on Health, then to the Committee on Consumer Protection & Commerce

371 Committee on Education, then to the Committee on Finance

372 Committee on Consumer Protection & Commerce

373 Committee on Health

374 Jointly to the Committee on Transportation and the Committee on Health, then to the Committee on Consumer Protection & Commerce

375 Committee on Transportation, then to the Committee on Health, then to the Committee on Finance

376 Committee on Health, then to the Committee on Consumer Protection & Commerce

377 Committee on Health, then to the Committee on Finance

378 Committee on Energy & Environmental Protection, then to the Committee on Finance

379 Committee on Health, then to the Committee on Finance

380 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance

381 Committee on Finance

382 Committee on Human Services, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

383 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

384 Committee on Finance

385 Committee on Human Services, then to the Committee on Finance

386 Committee on Consumer Protection & Commerce, then to the Committee on Finance

387 Committee on Human Services, then to the Committee on Finance

388 Committee on Human Services, then to the Committee on Housing

389 Committee on Finance

390 Committee on Human Services, then to the Committee on Finance

391 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

392 Committee on Human Services, then to the Committee on Finance

393 Committee on Public Safety, then to the Committee on Health, then to the Committee on Judiciary

394 Committee on Human Services, then to the Committee on Finance

395 Committee on Human Services, then to the Committee on Finance

396 Committee on Health, then to the Committee on Consumer Protection & Commerce

397 Jointly to the Committee on Education and the Committee on Public Safety, then to the Committee on Judiciary

398 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

399 Committee on Education

400 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

401 Committee on Human Services, then to the Committee on Finance

402 Committee on Housing, then to the Committee on Judiciary

403 Committee on Human Services, then to the Committee on Judiciary

404 Committee on Health, then to the Committee on Consumer Protection & Commerce

405 Committee on Human Services, then to the Committee on Judiciary

406 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

407 Committee on Health, then to the Committee on Finance

408 Committee on Judiciary, then to the Committee on Finance

409 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

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411 Committee on Health, then to the Committee on Judiciary

412 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

413 Committee on Labor & Public Employment, then to the Committee on Judiciary

414 Committee on Water & Land, then to the Committee on Finance

415 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

416 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

417 Committee on Health, then to the Committee on Finance

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422 Committee on Consumer Protection & Commerce, then to the Committee on Finance

423 Committee on Water & Land

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425 Committee on Finance

426 Committee on Judiciary

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428 Committee on Legislative Management

429 Committee on Water & Land, then to the Committee on Finance

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441 Committee on Transportation, then to the Committee on Health, then to the Committee on Finance

442 Committee on Agriculture, then to the Committee on Judiciary

443 Committee on Judiciary, then to the Committee on Finance

444 Committee on Energy & Environmental Protection

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447 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

448 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

449 Committee on Judiciary

450 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

451 Committee on Energy & Environmental Protection, then to the Committee on Finance

452 Committee on Judiciary

453 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

454 Jointly to the Committee on Water & Land and the Committee on Finance

455 Committee on Public Safety, then to the Committee on Judiciary

456 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

457 Committee on Consumer Protection & Commerce

458 Committee on Human Services, then to the Committee on Finance

459 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

460 Committee on Energy & Environmental Protection, then to the Committee on Finance

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

462 Committee on Consumer Protection & Commerce

463 Committee on Higher Education, then to the Committee on Finance

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467 Committee on Economic Development & Business, then to the Committee on Finance

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474 Committee on Consumer Protection & Commerce

475 Committee on Housing, then to the Committee on Consumer Protection & Commerce

476 Committee on Water & Land, then to the Committee on Finance

477 Committee on Human Services, then to the Committee on Judiciary

478 Committee on Agriculture, then to the Committee on Education, then to the Committee on Finance

479 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

480 Committee on Water & Land, then to the Committee on Finance

481 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

482 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

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487 Committee on Agriculture, then to the Committee on Finance

488 Jointly to the Committee on Water & Land and the Committee on Agriculture, then to the Committee on Finance

489 Committee on Agriculture, then to the Committee on Water & Land

490 Committee on Agriculture

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494 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

495 Committee on Labor & Public Employment, then to the Committee on Finance

496 Jointly to the Committee on Labor & Public Employment and the Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

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507 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

508 Committee on Agriculture, then to the Committee on Finance

509 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

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515 Committee on Housing, then to the Committee on Judiciary, then to the Committee on Finance

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517 Committee on Housing, then to the Committee on Finance

518 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance

519 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

520 Committee on Housing, then to the Committee on Finance

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522 Committee on Water & Land, then to the Committee on Housing, then to the Committee on Finance

523 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

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526 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Judiciary, then to the Committee on Finance

527 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

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530 Committee on Housing

531 Jointly to the Committee on Housing and the Committee on Public Safety, then to the Committee on Finance

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548 Committee on Higher Education, then to the Committee on Finance

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550 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

551 Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

552 Committee on Agriculture, then to the Committee on Economic Development & Business, then to the Committee on Finance

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555 Committee on Economic Development & Business, then to the Committee on Finance

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558 Committee on Energy & Environmental Protection, then to the Committee on Finance

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561 Committee on Water & Land, then to the Committee on Finance

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563 Committee on Finance

564 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance

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567 Committee on Economic Development & Business

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583 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

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588 Committee on Water & Land, then to the Committee on Judiciary

589 Committee on Economic Development & Business, then jointly to the Committee on Water & Land and the Committee on Finance

590 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

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615 Committee on Human Services, then to the Committee on Judiciary

616 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

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624 Committee on Human Services, then to the Committee on Finance

625 Committee on Water & Land, then to the Committee on Judiciary

626 Committee on Agriculture, then to the Committee on Water & Land

627 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

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632 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

633 Committee on Energy & Environmental Protection, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

634 Committee on Labor & Public Employment, then to the Committee on Finance

635 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

636 Committee on Health, then to the Committee on Consumer Protection & Commerce

637 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

638 Committee on Labor & Public Employment, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

639 Committee on Health, then to the Committee on Finance

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641 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

642 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business

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644 Committee on Judiciary, then to the Committee on Finance

645 Committee on Health, then to the Committee on Finance

646 Committee on Human Services, then to the Committee on Judiciary

647 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

648 Committee on Finance

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650 Committee on Health, then to the Committee on Judiciary

651 Committee on Public Safety, then to the Committee on Health, then to the Committee on Judiciary

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654 Committee on Health, then to the Committee on Consumer Protection & Commerce

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656 Committee on Health, then to the Committee on Consumer Protection & Commerce

657 Committee on Higher Education, then to the Committee on Finance

658 Committee on Health, then to the Committee on Finance

659 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

660 Committee on Transportation, then to the Committee on Finance

661 Committee on Human Services, then to the Committee on Finance

662 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

663 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

664 Committee on Energy & Environmental Protection, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

665 Committee on Human Services, then to the Committee on Finance

666 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

667 Committee on Health, then to the Committee on Judiciary

668 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

RECESS

Speaker Souki: "The House will stand in recess for the purpose of convening the Joint Session which will start at 10 am. We will convene again on Thursday, as we will be in recess tomorrow. So we stand in recess."

At 9:40 o'clock a.m., the Chair declared a recess and the House of Representatives stood in recess, subject to the call of the Chair, and in accordance with House Concurrent Resolution No. 2, met in Joint Session with the Senate, to receive the Governor's State of the State Address.

JOINT SESSION

The Joint Session of the House of Representatives and the Senate of the Twenty-Seventh Legislature was called to order at 10:02 o'clock a.m. by the Honorable Joseph M. Souki, Speaker of the House of Representatives.

The Speaker then welcomed and recognized the following honored and distinguished guests:

Lt. Governor Shan Tsutsui, who was presented with lei by Representative Sylvia Luke;

Chief Justice Mark E. Recktenwald, who was presented with lei by Senator Michelle Kidani;

Ms. Colette Machado, Chair, Office of Hawaiian Affairs, who was presented with lei by Senator Gil Kahele;

Dr. Nancie Caraway, wife of Governor Abercrombie, who was presented with lei by Vice Speaker John Mizuno;

Former Governor George R. Ariyoshi and Mrs. Jean Ariyoshi;

Former Governor John D. Waihee III and Mrs. Lynne Waihee;

Former Governor Ben Cayetano;

Admiral Brian Antonio, U.S. Pacific Command;

Colonel Jeffrey Davis, U.S. Marine Corps Forces Pacific;

Associate Justice Paula A. Nakayama;

Associate Justice Simeon R. Acoba, Jr.;

Associate Justice Sabrina S. McKenna;

Associate Justice Richard W. Pollack;

Mayor Kirk Caldwell, City & County of Honolulu;

Council Chair Ernest Y. Martin, City & County of Honolulu;

Council Chair Jay Furfaro, County of Kauai;

Council Chair Gladys Baisa, County of Maui;

Mr. Scott Dewar, Consul General of Australia;

Mr. Toyoei Shigeeda, Consul General of Japan;

Mr. Young Kil Suh, Consul General of Korea;

Mr. Julius Torres, Consul General of the Philippines;

Ms. Kusuma Cooray, Dean, Consular Corps of Hawaii; and

Mr. V.C. Chu, Director General, Taipei Economic & Cultural Office.

The Speaker then called upon Representatives Scott Saiki and Aaron Johanson on behalf of the House of Representatives, and Senators Les Ihara and Sam Slom on behalf of the Senate, to escort the Honorable Neil Abercrombie to the rostrum.

The Governor was presented with lei by Representative Karen Awana on behalf of the House of Representatives, and Senator Jill Tokuda on behalf of the Senate. The Speaker then presented to the Members of the Twenty-Seventh Legislature and the audience, the Honorable Neil Abercrombie, Governor of the State of Hawaii.

The Governor then addressed the Joint Session as follows:

"Mister Speaker, Madame President, former Governors, distinguished justices of the courts, representatives of our Congressional Delegation and Members of the Hawaii State Legislature, elected officials, honored guests, family and friends. *Aloha*.

"Before I continue with my remarks, I want to just emphasize an introduction if I might. I've had the great fortune in my life of having two mothers. My mom Vera lived here with me in Hawaii for many, many years and had the privilege and the great good fortune to be able to have as her companion here my other mother, to whom I am *hanai'd*, Aunty Aggie Cope. Aunty, I love you. And I have had the great good fortune as well, to continue to have the company of my wife and partner, Dr. Nancie Caraway.

"My friends, politics isn't a hobby or a pastime. At its center, politics is community, and we as office holders are obliged to address the greater good of the larger community. At its heart, politics is about doing good and relieving suffering. If politics is done right, it's all about making it better for people.

"In Mahayana Buddhism, we are admonished to renounce all evil, practice all good, and save the many beings.

"But when politics gets reduced to slogans or bumper stickers – what is right; what is good? What is wisdom and virtue? Wisdom and virtue to one, is grounds for accusation and denunciation to another. Observation can quickly become doctrine, and demands for fidelity to the truth come even more rapidly. In secular political terms, the Party Line is established, and with today's cyber-technology, internet-hysteria often takes on a life of its own. Perspective can give way to prosecution or even persecution. We can do better than what we have witnessed lately. The level of discourse in our public policy discussion stands in need of elevation. And I hope to be able to exemplify a bit of that today.

"Today it seems everyone's motivation is suspect. An opposing view is likely to be judged that of a fool or a tool of special interests. One's position is not merely faulty or misguided, it is sometimes characterized as the work of someone consciously plotting to destroy the environment, or stealing public benefit for private gain, or willfully corrupting the good and welfare of the community. This is not the model of dialogue and exchange that we want or that we need in Hawaii.

"The virus of absolutism now infecting the Congress of the United States appears to be seeping into Hawaii – whether it's the use of public lands, or dealing with gun violence, determining who may marry, or decreeing how we are to be born or how we are to die. Even caring for the sick or preparing young children for life are opportunities sometimes for mocking dismissal or even patronizing skepticism.

"This absolutist attitude eliminates the human dimension from our political discourse. The absolutist has answers for everything and questions about little or nothing.

"I think perhaps it may be time to step back a bit and take a few deep breaths. In the wake of Senator Akaka's request that we let a sense of *Aloha* enter our lives more deeply, could we not try a little harder to practice *Aloha* with each other. Could we not express some generosity of spirit for each other – both in our deliberations and in our decision making?

"As I set about organizing my thoughts for today and reflected on the political atmosphere, I concluded that what we confront today is a situation of what might be called political Jeopardy. In the game of Jeopardy, everyone already has the answers; the challenge is to figure out how to frame the right questions.

"We are so busy telling each other what the answer is, so certain we already know what needs to be done, that we can ignore the questions behind our pronouncements.

"My thought is, irrespective of what we are for or against, we cannot allow ourselves to preempt the raising of pressing questions we need to comprehend and address, lest we lose our way before we even begin to understand where we need to go or what path to take.

"We need look no further than the question of unfunded liabilities. How do we address recurring needs like paying for healthcare benefits and exploding pension deficits and the means to finance them on a recurring basis? How do we make use of our resources and assets, both public and private, with continuing investment security in the future?

"The Public Land Development Corporation is but one example of an attempt to answer the question and the struggle of coming out of the worst recession in memory. What we cannot do is allow controversy over the answer to this or any other challenge to preempt asking or facing up to the questions before us.

"And then there is the greatest unfunded liability question of all – the failure to address early childhood development and education in Hawaii. Leaving our *keiki* unprepared for elementary school puts them at a crippling disadvantage in terms of being able to meet the demands the future will make on them.

"These questions and the questions which follow require us to embrace our island values and steward our precious island home to become more self-sufficient, more self-reliant, more self-sustaining. We must move from the status quo and provide for future generations of Hawaii.

"Therefore, our primary and priority initiatives need to be aimed at preparing ourselves as we assess the demands of the 21st century. We need to look at state government and the budget; our energy goals, our economy, our *kupuna* and our *keiki*.

"First, the question of the state budget. Unlike some of the fiscal uncertainties and the core fundamental economic issues facing the federal government, our state stands on a solid financial footing and has a stable financial outlook.

"Two years ago, our administration had just taken office amidst an extremely difficult fiscal and economic outlook. As a state, we faced a daunting $1.3 billion potential budget shortfall for the Fiscal Biennium years 2011 through 2013. But, as a result of our collaborative efforts here in the Legislature and elsewhere, the shared sacrifice and judicious administrative action we were able to take, the year-end balance for the Fiscal Year 2011 was $126 million, and for Fiscal Year 2012, $275 million. For this year, which ends in approximately 5 months, we are again looking at a healthy positive balance.

"I want to thank the Legislature for your collaboration in this process. I want to thank the public, I want to thank the taxpayers and our businesses for weathering these difficult times. Thank you to those state employees, who agreed to labor savings and additional payments for health benefits. There was no way we could have balanced our budget and achieved today's fiscally favorable outlook without the commitment of all those public workers, and I want to acknowledge it.

"Because of that sacrifice, we were able to support our workforce and avoid massive public worker layoffs. We have maintained our pension benefits for our retirees. The question is, will we be able to secure these benefits for todays and future workers.

"For the record: This is not Wisconsin. This is not Michigan. This Administration is not going to abandon collective bargaining, but neither will it bankrupt the future for all by buying some temporary solution that does not address the fundamental fiscal issues we cannot escape.

"Because we did what needed to be done, because we were able to restore critical public services such as agriculture and elevator inspections, vector control, restaurant inspectors. These are the kinds of issues we were able to address.

"We achieved unprecedented success in earning a high bond rating and being able to finance state construction at impressively low interest rates. That means our tax dollars stretch farther in improving the state's infrastructure and in creating the jobs that come with capital improvements.

"It is for these reasons that we have now turned a fiscal corner. As of July 1, 2013, the 5 percent pay reductions will end for state workers, and full pay will be restored. Good faith collective bargaining negotiations are essential if we are to move forward toward a resolution that is fair to everyone. Fair to our employees who create public value every day, fair to our taxpayers, and fair to future generations.

"Tourism numbers and profits are on a steady rise, construction is vigorous and growing, and unemployment is back down to the low rates we enjoyed before the recession.

"The recent bond sale of more than $800 million, along with historic low interest rates at 2.6 percent, is a positive indicator that the bond raters, the marketplace and its investors, consider Hawaii's fiscal condition to be sound.

"The question is, will we continue to invest in the economy via construction and repair/maintenance projects and public private ventures. Not only is this important to ensure that communities, schools and our residents continue to have much needed infrastructure, buildings and improvements, but we can do so at these historic low interests rates, saving the state millions of dollars in debt service. More importantly, these projects could mean that the state not only will be investing back into our economy, but through partnerships generate needed revenue not otherwise available. I have asked Lt. Governor Shan Tsutsui to take a lead role in working to expedite addressing this opportunity.

"I welcome the new Lieutenant Governor here today as my partner. Lieutenant Governor. Formerly President of the Hawaii State Senate, he is a valued addition to this Administration. He is exactly the sort of young and able public servant/leader that Hawaii needs. He is taking the place of another young and capable leader, Brian Schatz, our new Senior United States Senator. Senator Schatz joins a congressional team with our vigorous senior Representative Colleen Hanabusa in the House of Representatives and Senator Akaka's dedicated and committed successor, Senator Maize Hirono. Joining a team that for the first time in the fifty-three year history of the State of Hawaii, will not have Senator Daniel Inouye at its helm. For many of us, we have never known a time when Senator Inouye was not the center of our political life. But while his physical presence may no longer be with us, the spirit of his example of public service sets an unmatched standard we can only aspire toward. Senator Schatz joins another young leader in the Congress – Tulsi Gabbard, like Senator Inouye, a war veteran – but of this generation. With these bright and energetic young people, Hawaii looks to its future.

"They understand we can only continue to get good bond ratings and sell them at record low rates by continuing to practice sound fiscal management. As such, a primary budgetary priority is to recapitalize the Hawaii Hurricane Relief Fund and the Rainy Day Fund. When my administration began, we were forced to borrow from both the Hurricane Relief Fund and the Rainy Day Fund. Now that our fiscal house is in order, it's time to pay back those debts, and there are reasons for that. Bond raters look at these reserves, and the levels to which they have been restored. Therefore, to keep our favorable ratings and attract investors, we must recapitalize these funds.

"But, we must also deal with the question of the looming cloud of current liability obligations that have not been paid for and that will wreak havoc upon our state's future fiscal stability. During the last few years of

the recession, while staring in the face of obligations to retirees, other states and cities nationwide have blinked and have either slashed retirement benefits that were previously earned, or even declared bankruptcy. That is why I am asking the Legislature to start paying toward our other post-employment benefits. These post-employment benefits are the debt to which I refer.

"To pay down this liability would require the state to put more than $500 million every year for 30 years. $500 million every year for 30 years. This is a number impossible to meet all at once. I am therefore proposing to address this liability by budgeting $100 million starting this next Fiscal Year, with plans to continue to pursue payment in the coming years.

"Next, the question of energy. When we consider long-term financial stability and talk about controlling our own destiny, energy is at the top of the list.

"Two weeks ago today, Tesoro Corporation announced it would be closing its refinery here in Hawaii. That means about 200 people will soon be out of work. Our Department of Labor and Industrial Relations stands ready to assist with job assistance for those who will need it.

"But it also means that Hawaii has only one refinery to process oil to meet our state's energy needs, and we will be importing the rest of our fuel. We face greater exposure to the events occurring elsewhere in the world that affect our fuel pipeline – whether in the Middle East, Asia, on the seas, or at Mainland refineries and ports.

"Therefore, I am establishing a Hawaii Refinery Task Force, which will be a collaboration of government, energy industries, utilities and interested stakeholders from various levels of government and the private sector – to immediately work on short-term and long-term findings and recommendations prompted by Tesoro's closure.

"Reducing our dependence on imported oil will take an equal commitment from all of us. Our new energy future, one that allows Hawaii to utilize and rely upon its fortunate circumstances and geography for renewable energy, is a long but necessary journey. We have already taken several proactive and affirmative steps down the renewable energy road.

"But along the way, we are facing financing hurdles and policy obstacles that require us to look not only at renewable energies, but at current alternative energy sources that are available now. One of those is Liquefied Natural Gas. This is a resource that would allow us to purchase fuel from American sources, and not be reliant upon foreign sources, friendly or otherwise.

"Liquid natural gas will reduce energy costs, and reduce our carbon footprint and is abundant, available, and the technology exists for us to use it now.

"Our state, our residents, our constituents, our businesses and communities need relief. To do nothing puts everyone in the state at risk. Empty rhetoric and magical thinking about renewable energy avoids the question.

"The data is clear; embarking on a plan and a path to bring liquid natural gas will result in long-term avoided costs – whether those costs are mandated improvements to utility facilities or imported low-sulfur fossil fuels at exponentially growing prices. The energy storm is on Hawaii's horizon. Will we take the necessary steps to weather it? I'm asking the Legislature to move forward with us. There is no time to lose.

"Likewise, there is a false controversy over renewable energy tax credits, and the interim administrative rules that were adopted to deal with it. Reasonable limitations and controls upon expenditures, including any tax credits, have been critical to the financial/fiscal management and our stable financial outlook. But more importantly, the lack of clarity and confusion by some who are gaming the system, created an uneven playing field for the renewable energy companies who were not doing it. It placed taxpayers, and even their expert accountants, in uncomfortable situations of not knowing whether they were following the tax law correctly. This resulted in the unsustainable growth of the tax credit.

"Therefore, I have asked my Department of Taxation to work with the Legislature to find the appropriate balance, and the proper amendments to the tax credit so that we can make the law fair for everyone, and maintain a sustainable incentive for the long-term.

"Still, the problem with our reliance on a tax credit incentive is that it principally helps those with the capital means to pay upfront for a system. The cost is typically in the thousands of dollars. We need to find an approach that allows all responsible residents to take advantage of Hawaii's renewable energy options, to save money, and contribute to moving us off of fossil fuels.

"To that end, I am happy to announce the Department of Business, Economic Development and Tourism will propose a sensible and fiscally sound financing mechanism that will allow residents, businesses and organizations, to take advantage of renewable energy options.

"By utilizing monies deposited in a special fund to provide capitalization, we will provide a periodic payment system that can be assessed through a customer's electric utility bill that will amortize the costs of the system over a sustained period, allowing more of us to take advantage of renewable energy in our homes, our businesses, our churches and our communities. No longer will a photovoltaic system be only available to those who can afford the significant initial investment. Instead, this program will allow users to take advantage now, and pay for it over the long run while deriving the immediate benefits.

"If we are going to move forward on energy security and self-sufficiency, then we must also have the ability and resources to invest in these initiatives. It is for this reason that I will be proposing that we redistribute the funding from the barrel tax, as well as making this law permanent, so that the monies no longer go into the general fund, but to the initially intended purposes of energy diversification and food safety and security.

"As we strive to be more self-sufficient and decrease our dependence on imported foods, we must give local farmers the tools that they need to overcome the challenges that face their industry. To this end, we will aggressively promote state agency purchases of local agricultural projects so that farmers know there is a consistent and regular market for their goods. We will also increase access to capital for farmers and ranchers by expanding the State Department of Agriculture's loan programs. We are supporting the goals of the Hawaii Cattlemen's Council and, I note, efforts by Kamehameha Schools to expand cattle ranching on Oahu's North Shore.

"An integral component to nurturing Hawaii's agriculture industry is the College of Tropical Agriculture and Human Resources, known as CTAHR. Under the vigorous leadership of its new dean, Dr. Maria Gallo, CTAHR is poised to meet critical research and extension needs if given the support. I'd like Dr. Gallo to stand and be acknowledged. She is a great example of the leadership throughout the University of Hawaii that we can count on.

"If we are going to nurture and expand our local agriculture – if we are going to be talking about how we meet the challenges of the 21st century and ensure that we perpetuate 'our' Hawaii, and its natural beauty and environment – the question is what must we do to keep our watershed areas protected. The Department of Land and Natural Resources Watershed Initiative remains a top priority.

"Our forests can capture and collect up to 50 percent more water than through rainfall alone. When forests disappear, Hawaii shrinks its source of water. In the last 200 years, more than half of Hawaii's forests have been lost. The longer we wait to take significant action, the higher the cost will be to reverse the damage, thereby threatening water supplies for future generations.

"I thank the Legislature for providing funding last session. But what we need is a sustainable and ongoing source of funding. I will be asking the Legislature to look at alternative methods of funding this critical initiative. One is an increase in the conveyance tax, limited to high-end property transactions – properties valued at more than $2 million. It is estimated this would generate an estimated $10 million for watershed protection. Another approach is to look at a 10-cent fee for single-use checkout bags to go into

the natural area reserve fund. This is estimated to generate an income of $15 million.

"Just as we need clean water to drink, our coral reefs depend on water free of silt, chemicals and debris to survive. The Department of Health and its Environmental Health Administration will be proposing new measures to control polluted runoff, protect our streams, and keep our reef environment from harm.

"What about innovation? While the hospitality industry is fortunate to have Hawaii to rely upon; and while the United States Military derives clear advantages from our location, and while construction is rebounding, we must look to diversify our economy in order to grow our economic base.

"To this end, I will be proposing a Hawaii Growth Initiative, a state investment program focused on building an innovation ecosystem that supports entrepreneurial high growth businesses and creates high wage jobs for our people. We intend to provide $20 million of state investment capital that will focus on critical building blocks of research commercialization, entrepreneur mentoring and the mobilization of startup capital investment.

"This comprehensive investment program represents a commitment to reinvigorate state efforts to fuel an innovation economy. The Hawaii Growth Initiative will engage with the private sector to startup and grow creative and innovative companies. This initiative will help keep our established industries competitive and create new areas of opportunities to allow our young people to pursue their dreams here in Hawaii.

"We have examples of that entrepreneurial talent with us today. Dr. Jeffrey Yu is CEO of Kineticor. His company is commercializing research done at the Queens Medical Center and the University of Hawaii. Kineticor has developed an innovative system that compensates for patient movement during MRIs. This increases immensely the efficiency of performing MRIs and reduces health care costs considerably.

"Tina Fitch, from Maui, created a company that became a leading provider of software to the travel industry. She's now leading a new software startup, Umicam. Importantly, she is also a mentor to other Hawaii startups to inspire and motivate the next generation of entrepreneurs.

"Skai Ventures, a company established by *kamaainas*, Ellary Kim and Mark Mugiishi, and has created 5 companies that employ more than 200 people. For example, TruTag Technologies has successfully developed a way to easily authenticate real prescription drugs from counterfeits, and is now looking to expand the manufacturing of its products here in Hawaii.

"I would like to recognize and ask them to stand for recognition, Dr. Jeffrey Yu, Tina Fitch, Ellary Kim, and Mark Mugiishi. Please stand. Thank you for committing yourselves and your companies to Hawaii.

"Now comes something that is very, very close to my heart. I would say even pretty emotional for me. There is a connection here that goes beyond words. There are grassroots and farming entrepreneurs, as well, who want to work the land, improve their communities, and put their neighbors to work. They will be crucial contributors to our economy and our food-sustainability.

"An outstanding example of the synergy of communities and agricultural self-sufficiency can be seen in our Veterans to Farmers program in Waimea. A program that will be extended throughout the state. It is designed to combine classroom and on-farm education by creating operating farms. The program teaches lessees to build and manage greenhouses that produce ready-for-market produce, and they are still working full-time jobs while doing it.

"The Department of Agriculture, the Office of Hawaiian Affairs, the Department of Labor and Industrial Relations, the Department of Hawaiian Homelands, the University of Hawaii at Hilo, the County of Hawaii, all are working together to bolster this new agricultural venture, keeping Hawaii dollars and workers in this state.

"Here with us today are the local leaders responsible for this vision and for helping their neighbors to put their hands in Waimea's healing soil. Mike and Tricia Hodson are the owners of Wow Farms. Mike, Tricia, and their partner David Ruf have spent endless hours creating this innovative program to help their community, their neighbors and veterans throughout the state, to build a future in farming. I want to commit $3.5 million in this Fiscal Year to build this community agriculture park that is central to the program. This program is already changing lives.

"We are fortunate today to have with us Ramona Noa. Ramona is one of the 14 new farmers, who has expressed a desire to build a legacy for her family with her new farm. I had the great honor of handing her the very first diploma she has ever received, although she has earned one in our hearts for a long, long time. I want to recognize Mike and Tricia Hodson, Dave Ruf, and Romona Noa. Please stand.

"Our veterans not only deserve these opportunities, but they deserve our respect and our support for their sacrifices. Just look around you, one out of every ten people in Hawaii is a veteran. It's vitally important for us to take care.

"In August 2012, we launched the Hawaii Network of Care website, a state of the art way to make it easy for our veterans to find all the services and support they need. We created the Hawaii Military Veterans Women's Task Force to address the fastest growing group of veterans affecting more than 12,000 women veterans right here in Hawaii.

"We have formed a Veterans Treatment Court, partnering with our State Judiciary and Veterans Affairs counterparts to help in critical treatment, counseling, and follow-up, while helping to promote low recidivism rates for repeat offenders.

"In the future, we will partner with the Hawaii Health Systems Corporation to explore an additional veterans' home on Oahu, and develop multi-service Veterans Centers in Kahului, and Maui; Lihue, and Kauai; and Kona on the Big Island.

"These veterans deserve our full support and we need to recognize and appreciate all they've done for our communities, our state and our country.

"Another group, just as important and affecting every one of our families, is our *kupuna*. As we look to the future, we must never forget where we came from, and to whom we owe our gratitude. Those that came before us, sacrificed to help build our state and create the foundation upon which we stand today.

"To those who have long contributed to our society, we owe much, and we could not ignore their needs.

"I will be asking the Legislature therefore increase the Kupuna Care budget by $4.2 million and make it permanent. Senior advocates should not have to come back year after year to secure funding. By being a part of the permanent base for the Department of Health and the Executive Office on Aging, we can allow programs to properly plan and rely upon a steady stream of funding. This needs be seen as an investment. and I must emphasize this. This needs to be seen as an investment that will pay immediate dividends as the aging population of Hawaii grows both in numbers and lives longer.

"Many of Hawaii's residents are products of plantation-era workers – people who worked and toiled in the fields and barely earned a minimum wage in order to afford a better opportunity for their families.

"Today, there still exists a hard-working sector of our society that deserves continued recognition. These are the working-class residents who earn minimum wage. The minimum wage, currently at $7.25 per hour, it has not increased or been changed for 6 years. Nineteen other states and the District of Columbia have higher minimum wage rates than Hawaii, with less to confront, much less to confront, in terms of the cost of living.

"Therefore, I will be proposing a bill to increase the minimum wage by $1.50, to $8.75 starting in January 2014. Minimum wage earners provide an immediate infusion of dollars into the economy. Everyone is worthy of

their labor. Industry and corporations do not lack for support in these halls. Neither should those who work the hardest for the least return.

"The vision of Kakaako is about more than buildings, it is about creating a community – a place where its residents can live, and work and play. It is for this reason that I will be proposing a bill that requires the HCDA to develop guidelines to implement the complete streets concept. This is a comprehensive plan that involves all aspects of transportation, including walking and biking, and how these uses can integrate themselves into street level use for commercial, residential, entertainment and retail places. And I'm sure that Mayor Caldwell is now smiling. Aren't you? He's smiling, yes.

"Kulani. We will re-open the Kulani Correctional Facility by July 1, 2014. We will restore needed jobs on the Big Island and return more than $5 million a year to Hawaii currently spent on Arizona correctional facilities. This will be a substantial addition to the more than 400 inmates already brought back from incarceration on the Mainland.

"This renewed operational capacity at Kulani will not require any new funds. The new Kulani will work with the University of Hawaii at Hilo to provide inmates who are two to four years from finishing their sentences, with the tools to prepare them to re-enter our community as functioning and participatory members of our society.

"Last session, the Legislature granted our request to fund the Office of Information Management and Technology. It has completed and presented to you a comprehensive plan to improve business processes, and to update and consolidate all of our state technology including Healthcare Transformation. This will allow us to bring our three-decades-old information technology infrastructure into the 21st century digital age.

"To that end, we are requesting a significant, but much needed, investment of general funds and general obligation bonds. Any less in our funding commitments will adversely affect our ability to make this long overdue information transformation journey.

"This is more than buying technology and hardware. We will be instituting an Enterprise Resource Planning initiative, the ERP, a collective and collaborative and cooperative inter-agency plan, to integrate and provide a consistency within our state's finances, budget, payroll, human resources, acquisition, assets and grants. The ERP will also provide better accounting of our taxpayer dollars and allow state government to operate transparently and efficiently.

"These IT improvements and our ERP initiative will allow our employees to work smarter and not have to work with outdated and inefficient technology and paper-based processes. Modern technology will also provide the tools we need to attract new talent to the state workforce.

"We will modernize our tax collection process to empower the Department of Taxation to aggressively and effectively improve its collection of delinquent and overdue accounts. Those that fail to pay their share only unfairly burden the rest of us who are paying what is owed.

"It's vitally important to invest in and update our IT systems, infrastructure and internal processes, yes, but especially when it comes to our schools.

"Our public schools are on an average 65 years old, and many facilities have been ignored due to limited budgets. That means students learning in structures that do not reflect our modern information and technology age.

"The 21st Century Schools initiative is a public-private partnership that allows the Department of Education to lease underutilized lands for the purpose of generating income to be used to upgrade existing schools or to construct new schools. A 21st Century School provides learning spaces that are flexible and support innovative learning approaches, such as individual, project-based learning.

"The program is based on successful models elsewhere, and builds long-term value for local school communities, which benefit from better school facilities, multi-purpose community centers, workforce housing, and other needs as determined by a cross-section of the community.

"Success will require a community-based policy and planning research approach. Any use of public lands must be compatible with and provide benefits to the surrounding community. Teachers, administrators, students, parents, community residents and other stakeholders need to play a meaningful role in the planning, design and partnership between the school and the community. Over the next several months we'll be convening community meetings to solicit public input and feedback for this groundbreaking initiative.

"In addition to a new approach to school facilities to meet the needs and opportunities of the 21st century, we are going to transform our teaching and learning in the public schools.

"I'm pleased to report that great progress in the Department of Education and Board of Education's strategic plan has taken place. Last year, our students demonstrated unprecedented gains in student achievement. Hawaii was the only state to show gains across the board in every subject and grade level.

"Supported by the federal government's investment of $75 million in the State's Race to the Top grant, now in its third year, Hawaii has become a leader in moving curriculum and instruction in our schools to meet expectations for student learning. Similar to the goals of 45 other states, we want our students to graduate prepared for success in college and careers, and to be able to compete globally.

"Accordingly, I am advocating for an investment and commitment to support the Department of Education and the Board of Education's Digital Materials Initiative to provide students with the learning opportunities they need for this 21st century.

"Within the next three years, we want to provide each of our public school students with current curricular materials on a digital device, such as a tablet or a laptop. This initiative takes advantage of the new technology we have for learning and the state's broadband infrastructure.

"Having students with curriculum materials on a digital device solves the problem of not having enough textbooks or obsolete textbooks. Common curriculum statewide is no easy task but it has to take place, which is why we are seeking dedicated funds for teacher training to empower teachers with the current instructional innovations. Our students will be engaged in learning, and graduate with knowledge and preparation for using these technological tools in college and in the workplace.

"Now when it comes to how our students learn or how we treat our *keiki*, we need serious affirmative action in order to nurture and promote their well-being and preparation. This is the area of early childhood, focusing on best preparing our *keiki* before they enter our public schools at kindergarten.

"An alarming number of our children are entering school without the basics needed to succeed in school including reading, math, and socio-emotional skills.

"Only 57 percent of our students who entered kindergarten this year had attended preschool. We know that early years of a child's development are crucial to set the groundwork for a child's behavior and lifelong learning. From birth to five years old is when more than 85 percent of a person's brain development takes place.

"Our children deserve to have a strong foundation. This is for them and Hawaii's future economic and community development and growth. Investing now in our children's early years of life will pay off dividends down the road in the form of healthy and contributing adults, reduced crime and incarceration, crime costs, and less dependency on social services.

"These programs must be accessible, affordable, and voluntary for all families. The goal is to ensure that Hawaii's four-year-olds are healthy,

socially developed, and cognitively prepared to learn and succeed on day one of kindergarten.

"Our *keiki* need to be immersed in a stimulating learning environment and have positive relationships with their families and teachers so they can thrive. Our teachers and children's caregivers need to be supported to help these children succeed.

"Our approach is ambitious but it's pragmatic. It allows for all children to be equally prepared to learn. School readiness is the key to efficient and effective learning. By investing in our children, we are investing in our future as well as theirs. A school readiness program is the best possible start you can have in life.

"I'd like to recognize Chuck Larson, the Executive Director of the Early Learning Center at Seagull Schools, and the preschoolers and his staff who are joining us today and who give us a living, breathing example of what preschool and early childhood development and education can accomplish. Chuck, kids. Chuck's holding up that painting of a motorcycle that I thought was perhaps done out of the Honolulu Museum of Art but is a product of the imagination and the instruction of the kids at Seagull School and the kind of thing that we can look forward to when every child in this state has the same opportunity.

"Hawaii News Now is presenting the whole story thanks to a special TV program put on by the Good Beginnings Alliance. It's called, the 'Power of Preschool.' Please check your listings in the newspaper to check for the dates and times that the 'Power of Preschool,' will be showing from Thursday thru Sunday. Please check for those times and have a look. You're going to really find a tremendous amount of information and insight.

"You can also read about the 'Power of Preschool' in the complete booklet form, the special report in a special insert featured in Hawaii Business magazine for this January issue that's available at outlets all over the state. Hawaii Business magazine for January, the 'Power of Preschool,' a special report from the Good Beginnings Alliance.

"So, now we return to the Jeopardy challenge. Answers have abounded! Our task obviously is to formulate and frame the right questions and the changes we need to make. The hallmark of this election, my friends, was that some Members had no opposition either in the primary or general election. Some Members were sent here with 60 percent plus of the vote. Some were sent here with 70 percent plus of the vote. This is a strong electoral foundation that enables this Legislature to set a new tone, I believe, in its deliberations.

"Set strident voices aside. You have the faith and trust of an overwhelming majority of your voters. You have the opportunity to authenticate the role of this government by acting in a bold affirmation of the faith and trust that the voters have placed in you.

"For more than half a century, Hawaii legislators have played a leading role on progressive issues from civil rights to labor law to education and healthcare. You are the inheritors of a proud legislative tradition in Hawaii. I have been privileged to be a part of that tradition. I love legislating. I love legislating – it represents the very core of democratic freedom. So I speak to you today, yes as a former colleague, as much as I do as Governor.

"Our people want us to act now. They have charged us with the responsibility and obligation to move forward now. If it was easy to solve these questions, we wouldn't be dealing with them, we wouldn't be asking them. But we wanted to meet these challenges. We asked the voters to allow us to do so. That's why we're here. That's why I said, at its heart, politics is about doing good and relieving suffering. That's why I said if politics is done right, it's about making life better for people.

"Let us resolve then not to get lost in the noise of the moment. Rather let us seize the moment to act with confidence in ourselves, confidence in the people of Hawaii, and confidence in a future we determine. The clock is ticking; the time is now. Thank you very much."

President Kim then rose and stated:

"Thank you, Governor Abercrombie. On behalf of the Senate and the House of Representatives, I would like to thank you for sharing your *mana'o* with us and with the people of Hawaii this morning. The new leadership in both houses pledge to work collaboratively with you and your cabinet as we formulate and frame the right questions to address the challenges facing our state. Yes, the answers are abound, so let's move together to agree on the right answers.

"So with no further business, I declare this joint session adjourned."

At 11:00 o'clock a.m., President Kim declared the Joint Session of the House of Representatives and the Senate of the Twenty-Seventh Legislature adjourned.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, January 24, 2013.

FIFTH DAY

Thursday, January 24, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:02 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Dr. Michael P. Barham of the Parish of St. Clement, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 143 through 157) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 143, dated January 2, 2013, transmitting the Annual Report of the Drinking Water Treatment Revolving Loan Fund, prepared by the Department of Health pursuant to Section 340E-33, HRS.

Gov. Msg. No. 144, dated January 2, 2013, transmitting the Report on the Environmental Response Revolving Fund for FY 2012, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 145, dated January 2, 2013, transmitting the FY 2011-2012 Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, prepared by the Department of Health pursuant to Section 340B-12, HRS.

Gov. Msg. No. 146, dated January 2, 2013, transmitting a Report on the Expenditure of All Funds for the Comprehensive Breast and Cervical Cancer Control Program, prepared by the Department of Human Services and the Department of Health pursuant to Act 52, Section 4, SLH 2008.

Gov. Msg. No. 147, dated January 2, 2013, transmitting the Biennial Review of Progress Made in 2011-2012 on the Child and Adolescent Mental Health Division's Four-Year Strategic Plan, prepared by the Department of Health pursuant to Section 321-176, HRS.

Gov. Msg. No. 148, dated January 2, 2013, transmitting the Report on the State Water Pollution Control Revolving Fund, prepared by the Department of Health pursuant to Section 342D-82, HRS.

Gov. Msg. No. 149, dated January 2, 2013, transmitting the Annual Evaluation Report on Elder Programs, prepared by the Department of Health, Executive Office on Aging, pursuant to Section 349-5(b)(2), HRS.

Gov. Msg. No. 150, dated January 2, 2013, transmitting the Report on the Activities of the Hawaii Electric Device Recycling Task Force, prepared by the Department of Health pursuant to Act 78, SLH 2012.

Gov. Msg. No. 151, dated January 3, 2013, transmitting the Annual Financial Report of the Newborn Metabolic Screening Special Fund, prepared by the Department of Health pursuant to Section 321-291, HRS.

Gov. Msg. No. 152, dated January 4, 2013, transmitting a Report Relating to the State Budget - Special Funds Appropriations for School Support, prepared by the Department of Education pursuant to Act 164, Section 41, SLH 2011.

Gov. Msg. No. 153, dated January 4, 2013, transmitting a Report Relating to the State Budget, prepared by the Department of Education pursuant to Act 106, Section 15, SLH 2012.

Gov. Msg. No. 154, dated January 4, 2013, transmitting the Hawaiian Studies Audit Compliance Report, prepared by the Department of Education pursuant to H.C.R. No. 85 (2012).

Gov. Msg. No. 155, dated January 4, 2013, transmitting the School-Level Minor Repairs and Maintenance Special Fund Report, prepared by the Department of Education pursuant to Section 302A-1504.5, HRS.

Gov. Msg. No. 156, dated January 4, 2013, transmitting the Six-Year Program and Financial Plan for School Repair and Maintenance Report, prepared by the Department of Education pursuant to Sections 36-35, 36-36, and 302A-1312, HRS.

Gov. Msg. No. 157, dated January 4, 2013, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS.

At 12:08 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:33 o'clock p.m.

INTRODUCTIONS

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

Representative McDermott introduced Ms. Nacia Blom.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1) recommending that H.B. No. 26, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading.

INTRODUCTION OF BILLS

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 669 through 1234; and 1235 through 1484) passed First Reading by title and were referred to Printing:

H. B. Nos.

669 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION."

Introduced by: Representative Ohno.

670 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Representative Takai.

671 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Takai.

672 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Morikawa, Belatti, Brower, Ing, Lee, Mizuno, Wooley, Kobayashi and Saiki.

673 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Representatives Morikawa, Hanohano, Mizuno, Ing, Jordan, Kawakami and Luke.

674 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ohno and Takumi.

675 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Takumi.

676 "A BILL FOR AN ACT RELATING TO DISCRIMINATION."

Introduced by: Representative Rhoads.

677 "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE."

Introduced by: Representative Rhoads.

678 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Nishimoto, by request.

679 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NATIVE HAWAIIAN CENTER OF EXCELLENCE."

Introduced by: Representative Nishimoto.

680 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Nishimoto.

681 "A BILL FOR AN ACT RELATING TO SCHOOL PRINCIPALS."

Introduced by: Representative McDermott.

682 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representative McDermott.

683 "A BILL FOR AN ACT RELATING TO COMPENSATION FOR TEACHERS."

Introduced by: Representatives McDermott and Fale.

684 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives McDermott, Fale and Ward.

685 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representatives McDermott, Fale and Ward.

686 "A BILL FOR AN ACT RELATING TO THE HONOLULU INTERNATIONAL AIRPORT."

Introduced by: Representatives Yamane, Aquino, Cullen, Nishimoto and Takayama.

687 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Representatives Yamane, Aquino and Cullen.

688 "A BILL FOR AN ACT RELATING TO COPPER THEFT."

Introduced by: Representatives Yamane, Aquino and Cullen.

689 "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION."

Introduced by: Representatives Yamane, Aquino and Cullen.

690 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Representative Yamane.

691 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Luke.

692 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Representatives Souki, Ichiyama and Yamane.

693 "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS."

Introduced by: Representatives Souki and McKelvey.

694 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki.

695 "A BILL FOR AN ACT RELATING TO ELECTRICIANS AND CONTRACTORS."

Introduced by: Representative Souki.

696 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR."

Introduced by: Representative Souki.

697 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS."

Introduced by: Representative Souki.

698 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Souki, Brower, Evans, Hanohano, Ing, Kawakami, Lee, Lowen, McKelvey, Mizuno, Nishimoto, Belatti, Luke and Saiki.

699 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Representatives Souki, Evans, Hanohano, Kawakami, Lee, McKelvey, Wooley, Awana, Belatti, Saiki and Takumi.

700 "A BILL FOR AN ACT RELATING TO MANDATORY REPORTING REQUIREMENTS."

Introduced by: Representatives Awana, Aquino, Cheape, Hanohano, Mizuno, Morikawa and Ward.

701 "A BILL FOR AN ACT RELATING TO WASTE DISPOSAL."

Introduced by: Representatives Awana, Aquino, Cheape, Cullen, Fale, Hanohano, Morikawa and Ward.

702 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REHABILITATION."

Introduced by: Representatives Awana, Aquino, Cullen, Hanohano, Kawakami, Mizuno, Morikawa and Fale.

703 "A BILL FOR AN ACT RELATING TO MEMORIALS."

Introduced by: Representatives Awana, Aquino, Cullen, Fale and Hanohano.

704 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Morikawa, Hanohano, Mizuno and Ing.

705 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Morikawa, Hanohano, Belatti and Ing.

706 "A BILL FOR AN ACT RELATING TO FUEL TAX."

Introduced by: Representative Hanohano.

707 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."

Introduced by: Representative Hanohano.

708 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Hanohano.

709 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Representative Hanohano.

710 "A BILL FOR AN ACT RELATING TO FISHPONDS."

Introduced by: Representative Hanohano.

711 "A BILL FOR AN ACT RELATING TO THEFT."

Introduced by: Representatives Ing, Aquino and Souki.

712 "A BILL FOR AN ACT RELATING TO CREDIT PROTECTION."

Introduced by: Representatives Ing and McKelvey.

713 "A BILL FOR AN ACT RELATING TO SOCIAL MEDIA."

Introduced by: Representative Ing.

714 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION."

Introduced by: Representative Ing.

715 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Ing.

716 "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY."

Introduced by: Representative Choy.

717 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Representative Choy.

718 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING."

Introduced by: Representative Choy.

719 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Choy, by request.

720 "A BILL FOR AN ACT RELATING TO CERTIFICATES OF REGISTRATION."

Introduced by: Representative Choy, by request.

721 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Kobayashi, Belatti and Morikawa.

722 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Kobayashi, Belatti and Morikawa.

723 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Kobayashi, Belatti, Morikawa and Woodson.

724 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SECOND REPRESENTATIVE DISTRICT."

Introduced by: Representative Tsuji.

725 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representatives Tsuji, Har, Ito, Oshiro, Say, Takayama and Yamashita.

726 "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT."

Introduced by: Representatives Tsuji, Har, Ito, Oshiro, Say and Nakashima.

727 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Takai.

728 "A BILL FOR AN ACT RELATING TO NET ENERGY METERING."

Introduced by: Representative Takai.

729 "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS."

Introduced by: Representative Takai.

730 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTION STATIONS."

Introduced by: Representative Saiki, by request.

731 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Representative Saiki, by request.

732 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Hashem.

733 "A BILL FOR AN ACT RELATING TO LABELING OF GENETICALLY ENGINEERED WHOLE FOOD."

Introduced by: Representatives Wooley, Hanohano, Ing, Lowen, Belatti, Brower, Lee, Luke, McKelvey, Morikawa and Nishimoto.

734 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO LANDS."

Introduced by: Representatives Wooley, Hanohano and Onishi.

735 "A BILL FOR AN ACT RELATING TO TARO SECURITY."

Introduced by: Representatives Wooley, Hanohano and Onishi.

736 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Wooley.

737 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES."

Introduced by: Representatives Wooley and Onishi.

738 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representatives Cabanilla and Woodson.

739 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Representatives Cabanilla, Woodson and Cachola.

740 "A BILL FOR AN ACT RELATING TO OPEN CONTAINERS OF INTOXICATING LIQUORS IN PUBLIC HOUSING."

Introduced by: Representatives Cabanilla, Cachola and Ing.

741 "A BILL FOR AN ACT RELATING TO THE DEFINITION OF PUBLIC HOUSING PROJECT."

Introduced by: Representatives Cabanilla and Cachola.

742 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representatives Cabanilla and Cachola.

743 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Representatives Ohno, Hanohano, Ichiyama, Ito, Mizuno, Morikawa, Takayama, Woodson, Awana, Belatti, Brower, Ing, Lowen and Rhoads.

744 "A BILL FOR AN ACT RELATING TO STUDENT BIAS."

Introduced by: Representatives Ohno, Belatti, Evans, Hanohano, Har, Ichiyama, Ing, Lowen, Mizuno, Morikawa, Takayama, Takumi, Woodson, Awana, Brower, Nishimoto and Rhoads.

745 "A BILL FOR AN ACT RELATING TO LEAVE."

Introduced by: Representatives Ohno, Hanohano, Ichiyama, Mizuno, Morikawa, Rhoads, Takumi, Woodson, Awana, Belatti, Brower, Evans, Ing, Lowen, Nishimoto and Takayama.

746 "A BILL FOR AN ACT RELATING TO ELECTION OBSERVERS."

Introduced by: Representatives Ohno, Belatti, Brower, Evans, Hanohano, Ing, Mizuno, Woodson, Har, Lowen, Morikawa, Rhoads and Takumi.

747 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Awana, Cheape, Hanohano, McKelvey, Morikawa, Tokioka, Tsuji, Ward, Wooley, Aquino, Brower, Carroll, Evans and Lowen.

748 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES."

Introduced by: Representatives Onishi, Awana, Brower, Evans, Hanohano, Lowen, McKelvey, Morikawa, Ward, Woodson, Wooley, Aquino, Rhoads and Tsuji.

749 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."

Introduced by: Representatives Nakashima, Belatti, Evans, Hanohano, Lee, Lowen, Nishimoto, Onishi, Saiki, Takumi and Luke.

750 "A BILL FOR AN ACT RELATING TO THE HAWAII ISLAND TECHNOLOGY EXCHANGE INSTITUTE."

Introduced by: Representatives Nakashima, Hanohano, Ichiyama, Aquino, Evans, Lowen, Luke, Onishi and Takumi.

751 "A BILL FOR AN ACT RELATING TO SADDLE ROAD."

Introduced by: Representatives Nakashima, Aquino, Awana, Belatti, Brower, Carroll, Coffman, Evans, Hanohano, Ito, Lee, Lowen, Luke, McKelvey, Nishimoto, Onishi, Saiki, Takayama, Tsuji, Yamane, Yamashita, Rhoads and Souki.

752 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Nakashima and Ito.

753 "A BILL FOR AN ACT RELATING TO VOLUNTARY WELLNESS PROGRAMS."

Introduced by: Representative Rhoads, by request.

754 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Tokioka.

755 "A BILL FOR AN ACT RELATING TO COVENANTS."

Introduced by: Representative Tokioka.

756 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representative Lee.

757 "A BILL FOR AN ACT RELATING TO ENERGY INDEPENDENCE."

Introduced by: Representative Lee.

758 "A BILL FOR AN ACT RELATING TO ARBITRATION."

Introduced by: Representative Lee.

759 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Representative Lee.

760 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Lee, Aquino, Awana, Brower, Carroll, Evans, Hanohano, Ing, Lowen, Luke, McKelvey, Mizuno, Nishimoto, Takayama, Takumi, Thielen, Ward, Cachola and Nakashima.

761 "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES.
"

Introduced by: Representative Souki, by request.

762 "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE."

Introduced by: Representative Souki, by request.

763 "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE."

Introduced by: Representative Souki, by request.

764 "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE."

Introduced by: Representative Souki, by request.

765 "A BILL FOR AN ACT RELATING TO THE ENHANCED 911 BOARD."

Introduced by: Representative Souki, by request.

766 "A BILL FOR AN ACT RELATING TO KAPOLEI RECREATIONAL SPORTS COMPLEX."

Introduced by: Representative Souki, by request.

767 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY."

Introduced by: Representative Souki, by request.

768 "A BILL FOR AN ACT RELATING TO THE WORKS OF ART SPECIAL FUND."

Introduced by: Representative Souki, by request.

769 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Souki, by request.

770 "A BILL FOR AN ACT RELATING TO LIVESTOCK BIOSECURITY."

Introduced by: Representative Souki, by request.

771 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Representative Souki, by request.

772 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Souki, by request.

773 "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT."

Introduced by: Representative Souki, by request.

774 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."

Introduced by: Representative Souki, by request.

775 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Introduced by: Representative Souki, by request.

776 "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY."

Introduced by: Representative Souki, by request.

777 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representative Souki, by request.

778 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representative Souki, by request.

779 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."

Introduced by: Representative Souki, by request.

780 "A BILL FOR AN ACT RELATING TO LEGAL SERVICES."

Introduced by: Representative Souki, by request.

781 "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES OR INTEREST AGAINST THE STATE."

Introduced by: Representative Souki, by request.

782 "A BILL FOR AN ACT RELATING TO THE AWARD OF CONTRACTS UNDER CHAPTER 103F."

Introduced by: Representative Souki, by request.

783 "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF PUBLIC HEALTH STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS."

Introduced by: Representative Souki, by request.

784 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."

Introduced by: Representative Souki, by request.

785 "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS."

Introduced by: Representative Souki, by request.

786 "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS."

Introduced by: Representative Souki, by request.

787 "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES."

Introduced by: Representative Souki, by request.

788 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

Introduced by: Representative Souki, by request.

789 "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD."

Introduced by: Representative Souki, by request.

790 "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION."

Introduced by: Representative Souki, by request.

791 "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS."

Introduced by: Representative Souki, by request.

792 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES."

Introduced by: Representative Souki, by request.

793 "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC."

Introduced by: Representative Souki, by request.

794 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII."

Introduced by: Representative Souki, by request.

795 "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM."

Introduced by: Representative Souki, by request.

796 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Representative Souki, by request.

797 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Representative Souki, by request.

798 "A BILL FOR AN ACT RELATING TO NOTICE BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representative Souki, by request.

799 "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT."

Introduced by: Representative Souki, by request.

800 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND."

Introduced by: Representative Souki, by request.

801 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINED CONTRIBUTION PLAN."

Introduced by: Representative Souki, by request.

802 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND OTHER POST-EMPLOYMENT BENEFITS TRUST FUND."

Introduced by: Representative Souki, by request.

803 "A BILL FOR AN ACT RELATING TO PUBLIC FINANCE."

Introduced by: Representative Souki, by request.

804 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 13, OF THE HAWAII STATE CONSTITUTION."

Introduced by: Representative Souki, by request.

805 "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

806 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL."

Introduced by: Representative Souki, by request.

807 "A BILL FOR AN ACT RELATING TO RETIREMENT BENEFITS FOR JUDGES."

Introduced by: Representative Souki, by request.

808 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

809 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Souki, by request.

810 "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS."

Introduced by: Representative Souki, by request.

811 "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING."

Introduced by: Representative Souki, by request.

812 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Souki, by request.

813 "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS."

Introduced by: Representative Souki, by request.

814 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND MEDICARE PART B ENROLLMENT REQUIREMENT."

Introduced by: Representative Souki, by request.

815 "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES."

Introduced by: Representative Souki, by request.

816 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

817 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

818 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

819 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

820 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

821 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

822 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

823 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

824 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

825 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

826 "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS."

Introduced by: Representative Souki, by request.

827 "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS."

Introduced by: Representative Souki, by request.

828 "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS."

Introduced by: Representative Souki, by request.

829 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

830 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

831 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND HEALTH REIMBURSEMENT ARRANGEMENT."

Introduced by: Representative Souki, by request.

832 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

833 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

834 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Souki, by request.

835 "A BILL FOR AN ACT RELATING TO SECURITIES LAW."

Introduced by: Representative Souki, by request.

836 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."

Introduced by: Representative Souki, by request.

837 "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS."

Introduced by: Representative Souki, by request.

838 "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION."

Introduced by: Representative Souki, by request.

839 "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS."

Introduced by: Representative Souki, by request.

840 "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS."

Introduced by: Representative Souki, by request.

841 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Souki, by request.

842 "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS."

Introduced by: Representative Souki, by request.

843 "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY."

Introduced by: Representative Souki, by request.

844 "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY."

Introduced by: Representative Souki, by request.

845 "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE."

Introduced by: Representative Souki, by request.

846 "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION."

Introduced by: Representative Souki, by request.

847 "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY."

Introduced by: Representative Souki, by request.

848 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Representative Souki, by request.

849 "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT."

Introduced by: Representative Souki, by request.

850 "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY."

Introduced by: Representative Souki, by request.

851 "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."

Introduced by: Representative Souki, by request.

852 "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."

Introduced by: Representative Souki, by request.

853 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS."

Introduced by: Representative Souki, by request.

854 "A BILL FOR AN ACT RELATING TO OBESITY PREVENTION."

Introduced by: Representative Souki, by request.

855 "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL."

Introduced by: Representative Souki, by request.

856 "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE."

Introduced by: Representative Souki, by request.

857 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Representative Souki, by request.

858 "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE."

Introduced by: Representative Souki, by request.

859 "A BILL FOR AN ACT RELATING TO COMPLETE STREETS."

Introduced by: Representative Souki, by request.

860 "A BILL FOR AN ACT RELATING TO ITEMIZED INCOME TAX DEDUCTIONS."

Introduced by: Representative Souki, by request.

861 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND."

Introduced by: Representative Souki, by request.

862 "A BILL FOR AN ACT RELATING TO SCHOOL READINESS."

Introduced by: Representative Souki, by request.

863 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Representative Souki, by request.

864 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Representative Souki, by request.

865 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL REDEVELOPMENT."

Introduced by: Representative Souki, by request.

866 "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS."

Introduced by: Representative Souki, by request.

867 "A BILL FOR AN ACT RELATING TO THE MANDATORY REPORTING OF FINANCIAL ABUSE OF ELDERS BY FINANCIAL INSTITUTIONS."

Introduced by: Representative Souki, by request.

868 "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM."

Introduced by: Representative Souki, by request.

869 "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM."

Introduced by: Representative Souki, by request.

870 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND."

Introduced by: Representative Souki, by request.

871 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND."

Introduced by: Representative Souki, by request.

872 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND."

Introduced by: Representative Souki, by request.

873 "A BILL FOR AN ACT RELATING TO THE YOUNG ADULT VOLUNTARY FOSTER CARE ACT."

Introduced by: Representative Souki, by request.

874 "A BILL FOR AN ACT RELATING TO CHILD VICTIMS OF SEX AND LABOR TRAFFICKING."

Introduced by: Representative Souki, by request.

875 "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING."

Introduced by: Representative Souki, by request.

876 "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Representative Souki, by request.

877 "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE."

Introduced by: Representative Souki, by request.

878 "A BILL FOR AN ACT RELATING TO HOSPITAL STANDARDS FOR SEXUAL ASSAULT VICTIMS."

Introduced by: Representative Souki, by request.

879 "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM."

Introduced by: Representative Souki, by request.

880 "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM."

Introduced by: Representative Souki, by request.

881 "A BILL FOR AN ACT RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS."

Introduced by: Representative Souki, by request.

882 "A BILL FOR AN ACT RELATING TO IMPROVING PUBLIC HOUSING PROGRAM ADMINISTRATION."

Introduced by: Representative Souki, by request.

883 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Souki, by request.

884 "A BILL FOR AN ACT RELATING TO OPEN CONTAINERS OF INTOXICATING LIQUOR IN PUBLIC HOUSING."

Introduced by: Representative Souki, by request.

885 "A BILL FOR AN ACT RELATING TO DEFINITION OF PUBLIC HOUSING PROJECT."

Introduced by: Representative Souki, by request.

886 "A BILL FOR AN ACT RELATING TO EXEMPTION FROM STATE TAX ON PUBLIC HOUSING AGENCY INCOME AND OBLIGATIONS."

Introduced by: Representative Souki, by request.

887 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY."

Introduced by: Representative Souki, by request.

888 "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES."

Introduced by: Representative Souki, by request.

889 "A BILL FOR AN ACT RELATING TO THE MAXIMUM AGE FOR COMMITMENT TO A YOUTH CORRECTIONAL FACILITY."

Introduced by: Representative Souki, by request.

890 "A BILL FOR AN ACT RELATING TO ADDING THE EXECUTIVE DIRECTOR OF THE HAWAII PUBLIC HOUSING AUTHORITY TO THE MEMBERSHIP OF THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS."

Introduced by: Representative Souki, by request.

891 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION DRUGS."

Introduced by: Representative Souki, by request.

892 "A BILL FOR AN ACT RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS."

Introduced by: Representative Souki, by request.

893 "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND."

Introduced by: Representative Souki, by request.

894 "A BILL FOR AN ACT RELATING TO VITAL RECORDS FEES."

Introduced by: Representative Souki, by request.

895 "A BILL FOR AN ACT RELATING TO MARRIAGE LICENSE FEES."

Introduced by: Representative Souki, by request.

896 "A BILL FOR AN ACT RELATING TO SALES OF ELECTRONIC SMOKING DEVICES TO PERSONS UNDER 18 YEARS OF AGE"

Introduced by: Representative Souki, by request.

897 "A BILL FOR AN ACT RELATING TO FOOD ESTABLISHMENTS."

Introduced by: Representative Souki, by request.

898 "A BILL FOR AN ACT RELATING TO PARKED VEHICLES."

Introduced by: Representative Souki, by request.

899 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Representative Souki, by request.

900 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Representative Souki, by request.

901 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Representative Souki, by request.

902 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representative Souki, by request.

903 "A BILL FOR AN ACT RELATING TO WATER POLLUTION."

Introduced by: Representative Souki, by request.

904 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Representative Souki, by request.

905 "A BILL FOR AN ACT RELATING TO NEWBORN SCREENING."

Introduced by: Representative Souki, by request.

906 "A BILL FOR AN ACT RELATING TO THE SYSTEMATIC HEARING AND VISION PROGRAM."

Introduced by: Representative Souki, by request.

907 "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES."

Introduced by: Representative Souki, by request.

908 "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM."

Introduced by: Representative Souki, by request.

909 "A BILL FOR AN ACT RELATING TO INFANT MORTALITY PROGRAM."

Introduced by: Representative Souki, by request.

910 "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH."

Introduced by: Representative Souki, by request.

911 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION TECHNOLOGY OFFICE."

Introduced by: Representative Souki, by request.

912 "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL."

Introduced by: Representative Souki, by request.

913 "A BILL FOR AN ACT RELATING TO EARLY LEARNING WELLNESS GUIDELINES."

Introduced by: Representative Souki, by request.

914 "A BILL FOR AN ACT RELATING TO OBESITY PREVENTION."

Introduced by: Representative Souki, by request.

915 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Representative Souki, by request.

916 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."

Introduced by: Representative Souki, by request.

917 "A BILL FOR AN ACT RELATING TO WAGES."

Introduced by: Representative Souki, by request.

918 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND."

Introduced by: Representative Souki, by request.

919 "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT."

Introduced by: Representative Souki, by request.

920 "A BILL FOR AN ACT RELATING TO APPEALS TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD."

Introduced by: Representative Souki, by request.

921 "A BILL FOR AN ACT RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD."

Introduced by: Representative Souki, by request.

922 "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW."

Introduced by: Representative Souki, by request.

923 "A BILL FOR AN ACT RELATING TO DISABILITY COMPENSATION DIVISION SPECIAL FUND."

Introduced by: Representative Souki, by request.

924 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representative Souki, by request.

925 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE."

Introduced by: Representative Souki, by request.

926 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS."

Introduced by: Representative Souki, by request.

927 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND."

Introduced by: Representative Souki, by request.

928 "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS."

Introduced by: Representative Souki, by request.

929 "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT."

Introduced by: Representative Souki, by request.

930 "A BILL FOR AN ACT RELATING TO VESSELS."

Introduced by: Representative Souki, by request.

931 "A BILL FOR AN ACT RELATING TO SHORELINE VEGETATION."

Introduced by: Representative Souki, by request.

932 "A BILL FOR AN ACT RELATING TO MINERAL RESOURCES."

Introduced by: Representative Souki, by request.

933 "A BILL FOR AN ACT RELATING TO SPECIAL SHORELINE ENCROACHMENT EASEMENTS."

Introduced by: Representative Souki, by request.

934 "A BILL FOR AN ACT RELATING TO SINGLE-USE CHECKOUT BAGS FEES."

Introduced by: Representative Souki, by request.

935 "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX."

Introduced by: Representative Souki, by request.

936 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR MOUNTAIN CLIMBING, ROCK CLIMBING, RAPPELLING, AND BOULDERING ON GOVERNMENT LAND."

Introduced by: Representative Souki, by request.

937 "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR MOUNTAIN CLIMBING, ROCK CLIMBING, RAPPELLING, AND BOULDERING ON GOVERNMENT LAND."

Introduced by: Representative Souki, by request.

938 "A BILL FOR AN ACT RELATING TO THE KAHOOLAWE ISLAND RESERVE."

Introduced by: Representative Souki, by request.

939 "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Representative Souki, by request.

940 "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS."

Introduced by: Representative Souki, by request.

941 "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION."

Introduced by: Representative Souki, by request.

942 "A BILL FOR AN ACT RELATING TO HARBORS AND PARKS DEVELOPMENT."

Introduced by: Representative Souki, by request.

943 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR."

Introduced by: Representative Souki, by request.

944 "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT."

Introduced by: Representative Souki, by request.

945 "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY."

Introduced by: Representative Souki, by request.

946 "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION."

Introduced by: Representative Souki, by request.

947 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Souki, by request.

948 "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES."

Introduced by: Representative Souki, by request.

949 "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES."

Introduced by: Representative Souki, by request.

950 "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS ON FURLOUGH."

Introduced by: Representative Souki, by request.

951 "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS."

Introduced by: Representative Souki, by request.

952 "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS."

Introduced by: Representative Souki, by request.

953 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Representative Souki, by request.

954 "A BILL FOR AN ACT RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS."

Introduced by: Representative Souki, by request.

955 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Souki, by request.

956 "A BILL FOR AN ACT RELATING TO DELINQUENT TAXES."

Introduced by: Representative Souki, by request.

957 "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES."

Introduced by: Representative Souki, by request.

958 "A BILL FOR AN ACT RELATING TO TAX FRAUD."

Introduced by: Representative Souki, by request.

959 "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING."

Introduced by: Representative Souki, by request.

960 "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW."

Introduced by: Representative Souki, by request.

961 "A BILL FOR AN ACT RELATING TO COLLECTION OF TAXES."

Introduced by: Representative Souki, by request.

962 "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES."

Introduced by: Representative Souki, by request.

963 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Souki, by request.

964 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTION FOR CERTAIN SCIENTIFIC CONTRACTS WITH THE UNITED STATES."

Introduced by: Representative Souki, by request.

965 "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT."

Introduced by: Representative Souki, by request.

966 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION."

Introduced by: Representative Souki, by request.

967 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY TECHNOLOGIES INCOME TAX CREDIT."

Introduced by: Representative Souki, by request.

968 "A BILL FOR AN ACT RELATING TO THE UNLAWFUL DISCLOSURE OF TAX RETURNS AND TAX RETURN INFORMATION."

Introduced by: Representative Souki, by request.

969 "A BILL FOR AN ACT RELATING TO UNAUTHORIZED INSPECTION OF TAX RETURNS AND TAX RETURN INFORMATION."

Introduced by: Representative Souki, by request.

970 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Souki, by request.

971 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Souki, by request.

972 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Representative Souki, by request.

973 "A BILL FOR AN ACT RELATING TO ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW."

Introduced by: Representative Souki, by request.

974 "A BILL FOR AN ACT RELATING TO INCOME TAX LAW."

Introduced by: Representative Souki, by request.

975 "A BILL FOR AN ACT RELATING TO TAX COLLECTION."

Introduced by: Representative Souki, by request.

976 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Souki, by request.

977 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Souki, by request.

978 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Representative Souki, by request.

979 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Representative Souki, by request.

980 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representative Souki, by request.

981 "A BILL FOR AN ACT RELATING TO THE STATE FUEL TAX."

Introduced by: Representative Souki, by request.

982 "A BILL FOR AN ACT RELATING TO UTILITY FRANCHISES."

Introduced by: Representative Souki, by request.

983 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Souki, by request.

984 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Carroll, Ing, McKelvey, Mizuno and Souki.

985 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Representatives Carroll, Ing, McKelvey, Mizuno, Woodson and Souki.

986 "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES."

Introduced by: Representatives Carroll, Ing, McKelvey, Mizuno, Souki, Belatti, Evans and Woodson.

987 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representative Carroll.

988 "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE."

Introduced by: Representatives Evans and Nakashima.

989 "A BILL FOR AN ACT RELATING TO FISH."

Introduced by: Representatives Evans and Hanohano.

990 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Representative Evans.

991 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT."

Introduced by: Representatives Belatti, Hanohano, Ing, McKelvey, Morikawa, Carroll, Jordan, Nakashima and Rhoads.

992 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Representatives Belatti, Hanohano, Carroll, Ing, McKelvey, Morikawa, Nakashima, Rhoads, Takayama and Woodson.

993 "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS."

Introduced by: Representatives Belatti, Carroll, Jordan, Morikawa, Nakashima, Rhoads and Takayama.

994 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Belatti.

995 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Representatives Belatti, Awana, Hanohano, Ing, McKelvey, Morikawa, Takayama, Carroll, Nakashima and Rhoads.

996 "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS."

Introduced by: Representatives McKelvey, Lee and Belatti.

997 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representatives McKelvey, Brower, Cheape and Evans.

998 "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES."

Introduced by: Representatives McKelvey, Kobayashi and Cabanilla.

999 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative McKelvey.

1000 "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS."

Introduced by: Representative McKelvey.

1001 "A BILL FOR AN ACT RELATING TO SECURITIES."

Introduced by: Representative McKelvey.

1002 "A BILL FOR AN ACT RELATING TO MORTGAGE."

Introduced by: Representative McKelvey.

1003 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Representative McKelvey.

1004 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO DEFINE MARRIAGE AS BETWEEN A MAN AND A WOMAN."

Introduced by: Representative Mizuno.

1005 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW MARRIAGE BETWEEN SAME SEX COUPLES."

Introduced by: Representative Mizuno.

1006 "A BILL FOR AN ACT RELATING TO FAMILY JUSTICE CENTERS."

Introduced by: Representatives Mizuno, Carroll, Cheape, Belatti and Rhoads.

1007 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representatives Mizuno, Belatti, Carroll and Morikawa.

1008 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Representatives Mizuno and Carroll.

1009 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Mizuno.

1010 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Representatives Mizuno, Carroll and Morikawa.

1011 "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS."

Introduced by: Representatives Aquino, Cullen, Har, Hashem, Ichiyama, Ing, Nakashima, Oshiro, Say, Takumi, Yamane, Yamashita and Tsuji.

1012 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Representatives Aquino, Har, Hashem, Ichiyama, Ing, Ito, Nakashima, Oshiro, Say, Takumi, Cullen, Tsuji, Yamane and Yamashita.

1013 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."

Introduced by: Representatives Aquino, Cullen, Har, Hashem, Ichiyama, Ing, McDermott, Nakashima, Oshiro, Say, Takumi, Tsuji, Yamane and Yamashita.

1014 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Introduced by: Representatives Aquino, Cullen, Har, Hashem, Ichiyama, Ing, Nakashima, Oshiro, Say, Takumi, Tsuji, Yamane and Yamashita.

1015 "A BILL FOR AN ACT RELATING TO NUISANCE ABATEMENT."

Introduced by: Representatives Aquino, Ichiyama, Nakashima, Oshiro, Say, Cullen, Har, Hashem and Tsuji.

1016 "A BILL FOR AN ACT RELATING TO TRANSFER OF DEVELOPMENT RIGHTS."

Introduced by: Representatives Ito, Cullen, Har, Oshiro, Say and Tsuji.

1017 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Representatives Har, Aquino, Cheape, Cullen, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji and Yamashita.

1018 "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."

Introduced by: Representatives Har, Aquino, Fale, Hashem, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji, Ward and Cheape.

1019 "A BILL FOR AN ACT RELATING TO TRUTH-IN-ADVERTISING."

Introduced by: Representatives Har, Cheape, Cullen, Ichiyama, Ito, Oshiro, Say, Takayama and Tsuji.

1020 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 23, OF THE CONSTITUTION OF THE STATE OF HAWAII TO RESERVE MARRIAGE TO RELATIONSHIPS BETWEEN ONE MAN AND ONE WOMAN."

Introduced by: Representatives Har, Aquino, Awana, Cheape, Cullen, Fale, Fukumoto, Ito, Johanson, McDermott, Mizuno, Say, Takai, Tsuji and Ward.

1021 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representatives Har, Aquino, Cheape, Cullen, Fale, Hashem, Ichiyama, Ito, Oshiro, Say, Takayama, Tsuji and Yamashita.

1022 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Representatives Jordan, Carroll, Hanohano, Ito, Say, Yamashita, Ichiyama, Kobayashi, Lowen, Morikawa, Tokioka and Tsuji.

1023 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Representatives Kawakami, Ichiyama, Ito, Oshiro, Say, Tokioka and Tsuji.

1024 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representatives Kawakami, Cullen, Har, Ichiyama, Ito, Oshiro, Say, Tokioka and Tsuji.

1025 "A BILL FOR AN ACT RELATING TO THE CENTER FOR OKINAWAN STUDIES."

Introduced by: Representatives Oshiro, Ichiyama, Johanson, Takumi, Tsuji, Yamane and Yamashita.

1026 "A BILL FOR AN ACT RELATING TO ADULT EDUCATION."

Introduced by: Representative Oshiro.

1027 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Oshiro, Har, Say, Tsuji and Yamashita.

1028 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Representatives Yamashita, Choy, Coffman, Cullen, Har, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji and Yamane.

1029 "A BILL FOR AN ACT RELATING TO IRRIGATION."

Introduced by: Representatives Yamashita, Har, Ichiyama, Ito, Oshiro, Say and Tsuji.

1030 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ward, Cheape, Fukumoto and Aquino.

1031 "A BILL FOR AN ACT RELATING TO FEDERAL SPENDING."

Introduced by: Representatives Ward, Fukumoto, Ing, Johanson and Morikawa.

1032 "A BILL FOR AN ACT RELATING TO SOLAR WATER HEATER SYSTEMS."

Introduced by: Representatives Ward, Evans and Thielen.

1033 "A BILL FOR AN ACT RELATING TO THE OPERATION OF MOTOR VEHICLES."

Introduced by: Representatives Ward and Fukumoto.

1034 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES."

Introduced by: Representatives Ward and Fukumoto.

1035 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Representatives Carroll and Mizuno.

1036 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO ESTABLISH LEGISLATIVE TERM LIMITS."

Introduced by: Representatives Fukumoto, Carroll, Johanson and Souki.

1037 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Representatives Fukumoto, Brower, Ing, Belatti, Johanson, Mizuno and Souki.

1038 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION THAT REQUIRES PUBLIC HEARINGS, AND NOTICES OF THOSE HEARINGS, FOR BILL DRAFTS THAT AMEND THE ORIGINAL PURPOSE OF A BILL."

Introduced by: Representatives Fukumoto, Brower, Ing, Belatti, Carroll, Johanson, McKelvey, Mizuno and Souki.

1039 "A BILL FOR AN ACT RELATING TO FOSTER CARE."

Introduced by: Representatives Fukumoto, Carroll, Cheape, Ing, Johanson, McKelvey, Mizuno, Thielen, Ward, Awana, Cachola, Morikawa, Nakashima and Souki.

1040 "A BILL FOR AN ACT RELATING TO RETIREMENT."

Introduced by: Representative Fukumoto, by request.

1041 "A BILL FOR AN ACT RELATING TO LEAF BLOWERS."

Introduced by: Representative Ohno.

1042 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representative Hanohano.

1043 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS."

Introduced by: Representative Aquino.

1044 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

1045 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Aquino and Ichiyama.

1046 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII"

Introduced by: Representatives Aquino and Ichiyama.

1047 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-EIGHTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Aquino.

1048 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Representatives McDermott, Cabanilla and Fale.

1049 "A BILL FOR AN ACT RELATING TO VOCATIONAL AND TECHNICAL EDUCATION."

Introduced by: Representatives McDermott, Takai, Fale and Fukumoto.

1050 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives McDermott, Takai and Fale.

1051 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO PUBLIC EDUCATION."

Introduced by: Representatives McDermott and Fale.

1052 "A BILL FOR AN ACT RELATING TO A STADIUM."

Introduced by: Representatives McDermott and Takai.

1053 "A BILL FOR AN ACT RELATING TO ITEMIZED INCOME TAX DEDUCTIONS."

Introduced by: Representatives Luke, Brower, Cheape, Lee, McKelvey, Morikawa, Nakashima, Nishimoto, Onishi, Ward, Ing, Lowen, Ohno and Rhoads.

1054 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Representatives Ing and Aquino.

1055 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Ing, Aquino and Rhoads.

1056 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Ing, Aquino and Rhoads.

1057 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Ing, Lee, Mizuno, Rhoads, Aquino, Hashem and Morikawa.

1058 "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE."

Introduced by: Representative Thielen.

1059 "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS."

Introduced by: Representative Souki.

1060 "A BILL FOR AN ACT RELATING TO PROMOTING INTOXICATING LIQUOR."

Introduced by: Representative Souki.

1061 "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION."

Introduced by: Representative Souki, by request.

1062 "A BILL FOR AN ACT RELATING TO INTEGRATED SOLID WASTE MANAGEMENT."

Introduced by: Representative Souki.

1063 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representative Souki.

1064 "A BILL FOR AN ACT RELATING TO CEDED LANDS."

Introduced by: Representatives Awana, Hanohano and Lee.

1065 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representatives Awana, Hanohano, Mizuno and Nakashima.

1066 "A BILL FOR AN ACT RELATING TO PROSTITUTION."

Introduced by: Representatives Awana, Cheape, Hashem, Mizuno, Morikawa, Thielen and Ward.

1067 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Representatives Awana, Cheape, Hashem, Mizuno, Thielen, Ward, Belatti and Morikawa.

1068 "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING."

Introduced by: Representatives Awana, Hashem, Mizuno, Thielen and Cheape.

1069 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1070 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1071 "A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL."

Introduced by: Representative Choy.

1072 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1073 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1074 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Rhoads.

1075 "A BILL FOR AN ACT RELATING TO INCENTIVE PROGRAMS."

Introduced by: Representative Takai.

1076 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representative Takai.

1077 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII BUDGET."

Introduced by: Representative Takai.

1078 "A BILL FOR AN ACT RELATING TO THE ARTS."

Introduced by: Representative Takai.

1079 "A BILL FOR AN ACT RELATING TO MILITARY FUNERAL HONORS FOR HAWAII GOVERNORS."

Introduced by: Representative Takai.

1080 "A BILL FOR AN ACT RELATING TO BICYCLES."

Introduced by: Representatives Lowen, Awana, Belatti, Brower, Carroll, Evans, Hanohano, Ing, Lee, Mizuno, Morikawa, Nishimoto, Souki, Takumi and Rhoads.

1081 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Takumi.

1082 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Takumi.

1083 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Takumi.

1084 "A BILL FOR AN ACT RELATING TO DIABETES."

Introduced by: Representative Coffman.

1085 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RIGHTS OF CRIME VICTIMS."

Introduced by: Representative Kobayashi.

1086 "A BILL FOR AN ACT RELATING TO OCEAN MANAGEMENT."

Introduced by: Representative Hanohano.

1087 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Hanohano.

1088 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Hanohano.

1089 "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH."

Introduced by: Representative Hanohano.

1090 "A BILL FOR AN ACT RELATING TO COASTAL MANAGEMENT."

Introduced by: Representative Hanohano.

1091 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representative Hanohano.

1092 "A BILL FOR AN ACT RELATING TO SHORELINES."

Introduced by: Representative Hanohano.

1093 "A BILL FOR AN ACT RELATING TO DISCLOSURES."

Introduced by: Representative Hanohano.

1094 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT AND BUSINESS."

Introduced by: Representative Tsuji.

1095 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT AND BUSINESS."

Introduced by: Representative Tsuji.

1096 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Tsuji, Ito, Yamashita and Hashem.

1097 "A BILL FOR AN ACT RELATING TO KEWALO BASIN."

Introduced by: Representative Saiki.

1098 "A BILL FOR AN ACT RELATING TO HEALTH EDUCATION."

Introduced by: Representative Yamane.

1099 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Yamane.

1100 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Yamane, Aquino, Ichiyama, Takumi, Yamashita and Nakashima.

1101 "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS."

Introduced by: Representatives Yamane, Aquino, Ichiyama, Takumi, Yamashita and Nakashima.

1102 "A BILL FOR AN ACT RELATING TO GOVERNMENT MOTOR VEHICLES."

Introduced by: Representative Morikawa, by request.

1103 "A BILL FOR AN ACT RELATING TO IMPACT FEES."

Introduced by: Representatives Morikawa, Kawakami and Tokioka.

1104 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Representatives Morikawa, Hanohano, McKelvey, Takumi, Belatti and Onishi.

1105 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Morikawa and Belatti.

1106 "A BILL FOR AN ACT RELATING TO PROPERTY NUISANCE."

Introduced by: Representatives Hashem, Kobayashi, Ichiyama and Rhoads.

1107 "A BILL FOR AN ACT RELATING TO CLEAN ENERGY STANDARDS."

Introduced by: Representatives Hashem, Lee, Yamashita, Kawakami and McKelvey.

1108 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Hanohano.

1109 "A BILL FOR AN ACT RELATING TO MARRIAGE BETWEEN PERSONS OF THE SAME SEX."

Introduced by: Representative Hanohano.

1110 "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM."

Introduced by: Representative Cullen.

1111 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Cullen.

1112 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Representative Cullen.

1113 "A BILL FOR AN ACT RELATING TO ELECTRONIC BENEFITS TRANSFER CARDS."

Introduced by: Representatives Cullen, Aquino, Har, Hashem, Oshiro and Yamane.

1114 "A BILL FOR AN ACT RELATING TO ARRESTS."

Introduced by: Representatives Cullen, Aquino, Awana, Hanohano and Mizuno.

1115 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representatives Cabanilla and McDermott.

1116 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Cabanilla.

1117 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representative Cabanilla.

1118 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Cabanilla.

1119 "A BILL FOR AN ACT RELATING TO THE PUBLIC HOUSING AUTHORITY."

Introduced by: Representative Cabanilla.

1120 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representatives McKelvey, Evans, Hashem, Nakashima, Onishi, Tsuji and Lowen.

1121 "A BILL FOR AN ACT RELATING TO THE SALE OF DOGS AND CATS."

Introduced by: Representatives McKelvey, Belatti and Wooley.

1122 "A BILL FOR AN ACT RELATING TO A STATE CAPITOL GIFT SHOP."

Introduced by: Representatives McKelvey, Evans, Morikawa, Ward and Carroll.

1123 "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW."

Introduced by: Representatives McKelvey, Brower, Evans, Kawakami, Choy and Tsuji.

1124 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representatives McKelvey, Evans, Awana, Morikawa and Tsuji.

1125 "A BILL FOR AN ACT RELATING TO CACAO."

Introduced by: Representatives McKelvey, Brower, Carroll, Evans, Hanohano, Hashem, Morikawa, Cheape, Onishi and Tsuji.

1126 "A BILL FOR AN ACT RELATING TO ADVERTISING AND MARKETING."

Introduced by: Representatives McKelvey, Choy, Ing and Say.

1127 "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES REPAIR AND MAINTENANCE ACCOUNT."

Introduced by: Representatives McKelvey, Carroll, Coffman, Hashem and Souki.

1128 "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION."

Introduced by: Representatives McKelvey, Evans, Hanohano, Kawakami, Souki, Carroll, Ing, Morikawa and Nakashima.

1129 "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS."

Introduced by: Representative McKelvey.

1130 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representatives Onishi, Hanohano, Ing, Lee, Lowen, Morikawa, Ward, Cachola, Cheape, Fukumoto, Hashem and Nakashima.

1131 "A BILL FOR AN ACT RELATING TO SCHOOL ENTRANCE."

Introduced by: Representatives Ohno, Belatti, Brower, Hanohano, Rhoads, Saiki, Evans, Lee, McKelvey, Takayama and Tsuji.

1132 "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS."

Introduced by: Representative Ohno.

1133 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representatives Evans, Awana, Brower, Cheape, Coffman, Fale, Fukumoto, Hanohano, Hashem, Ing, Johanson, Lee, McDermott, McKelvey, Mizuno, Morikawa, Saiki, Takumi, Thielen, Aquino, Cachola and Nishimoto.

1134 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representatives Evans, Aquino, Awana, Brower, Cachola, Cheape, Fale, Fukumoto, Hanohano, Hashem, Johanson, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Saiki, Takumi, Cabanilla and Nishimoto.

1135 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Evans and McKelvey.

1136 "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL."

Introduced by: Representatives Evans, Aquino, Lowen and McKelvey.

1137 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Representative Rhoads.

1138 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Rhoads.

1139 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Rhoads.

1140 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Rhoads.

1141 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Lee.

1142 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representative Lee.

1143 "A BILL FOR AN ACT RELATING TO BIOFUELS."

Introduced by: Representative Lee.

1144 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Representative Lee.

1145 "A BILL FOR AN ACT RELATING TO ANIMAL TRANSPORT."

Introduced by: Representatives Lee, Hanohano, Johanson, Nishimoto and Tsuji.

1146 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Lee, Ing, Morikawa, Nakashima and Nishimoto.

1147 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representatives Lee, Belatti, Hanohano, Johanson, Nishimoto, Saiki and Tsuji.

1148 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Representatives Lee, Evans, Hanohano, Morikawa, Ing, Johanson, Nishimoto and Yamashita.

1149 "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES."

Introduced by: Representatives Lee, Evans, Hanohano, Ing, Morikawa and Nishimoto.

1150 "A BILL FOR AN ACT RELATING TO CONTRACTS."

Introduced by: Representative Nishimoto, by request.

1151 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1152 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1153 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1154 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS."

Introduced by: Representative Souki, by request.

1155 "A BILL FOR AN ACT RELATING TO OPIHI."

Introduced by: Representatives Wooley, Awana, Evans, Hanohano and Belatti.

1156 "A BILL FOR AN ACT RELATING TO TAX."

Introduced by: Representative Luke.

1157 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Luke.

1158 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Nakashima.

1159 "A BILL FOR AN ACT RELATING TO INDIGENOUS PEOPLES' DAY."

Introduced by: Representative Nakashima.

1160 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1161 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1162 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1163 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1164 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1165 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1166 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1167 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1168 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1169 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1170 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1171 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representative Nakashima.

1172 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Nakashima, Aquino, Awana, Belatti, Brower, Cachola, Carroll, Choy, Cullen, Evans, Fukumoto, Hanohano, Ichiyama, Ing, Johanson, Jordan, Kawakami, Lee, Lowen, Morikawa, Ohno, Onishi, Oshiro, Rhoads, Takayama, Thielen, Tokioka, Woodson, Yamane, Luke, Nishimoto, Saiki and Yamashita.

1173 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representative Nakashima.

1174 "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Nakashima.

1175 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Nakashima.

1176 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Nakashima.

1177 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Nakashima.

1178 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representative Nakashima.

1179 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Nakashima.

1180 "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING."

Introduced by: Representative Souki, by request.

1181 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE."

Introduced by: Representative Souki, by request.

1182 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

1183 "A BILL FOR AN ACT RELATING TO PUBLIC WORKERS."

Introduced by: Representative Souki.

1184 "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY."

Introduced by: Representatives Wooley and Onishi.

1185 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Wooley.

1186 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representatives Wooley, Lee, McKelvey and Morikawa.

1187 "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING."

Introduced by: Representatives Mizuno, Awana, Luke, Saiki and Souki.

1188 "A BILL FOR AN ACT RELATING TO THE ECONOMIC OPPORTUNITY POVERTY REDUCTION TASK FORCE."

Introduced by: Representatives Mizuno, Awana, Belatti, Cheape, Luke, Morikawa, Saiki and Souki.

1189 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Brower, Cachola, Cheape, Hanohano, Ichiyama, Johanson, Lee, Lowen, Mizuno, Nishimoto, Rhoads, Takumi, Thielen, Ward, Woodson, Awana, Belatti, Evans, Fukumoto, Ing, McKelvey, Morikawa, Nakashima, Oshiro, Saiki, Souki, Tsuji and Yamashita.

1190 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representatives Brower, Cachola, Hanohano, Lee, Lowen, Mizuno, Morikawa, Souki, Takayama, Takumi, Thielen, Aquino, Awana, Belatti, Carroll, Fukumoto, Ing, Johanson, McKelvey, Nakashima, Nishimoto, Ohno, Rhoads, Saiki, Tsuji and Yamashita.

1191 "A BILL FOR AN ACT RELATING TO TIME SHARE CONVEYANCES."

Introduced by: Representatives Brower, Cachola, Mizuno, Cabanilla and McKelvey.

1192 "A BILL FOR AN ACT RELATING TO TIME SHARES."

Introduced by: Representatives Brower, Cachola, Mizuno, Cabanilla, Onishi and Ward.

1193 "A BILL FOR AN ACT REPEALING A SUNSET PROVISION IN SECTION 21 OF ACT 120, SESSION LAWS OF HAWAII 2009."

Introduced by: Representatives Brower, Cachola, Evans, Hanohano, Lee, Mizuno, Thielen, Woodson, Belatti, Ito, McKelvey, Morikawa, Nakashima, Saiki and Souki.

1194 "A BILL FOR AN ACT RELATING TO SUBCONTRACTORS."

Introduced by: Representatives Har and Yamashita.

1195 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Har, Oshiro, Say and Takayama.

1196 "A BILL FOR AN ACT RELATING TO RELIGIOUS FREEDOM."

Introduced by: Representatives Har, Cheape and Say.

1197 "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION."

Introduced by: Representatives Har, Aquino, Cheape, Cullen, Jordan, Say, Oshiro and Takayama.

1198 "A BILL FOR AN ACT RELATING TO A BAN ON DISPOSABLE BAGS."

Introduced by: Representatives Har, Cheape, Oshiro and Say.

1199 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Oshiro, Aquino, Ichiyama, Ito, Lee, McKelvey, Say, Takayama, Yamashita, Har and Kawakami

1200 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ichiyama, Aquino, Choy, Hashem, Ing, Morikawa, Nakashima, Ohno, Oshiro, Takayama, Woodson, Yamashita and Lowen.

1201 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE."

Introduced by: Representatives Ichiyama, Aquino, Hashem, Morikawa, Oshiro, Takayama and Yamashita.

1202 "A BILL FOR AN ACT RELATING TO BUSINESS."

Introduced by: Representatives Ito, Har and Oshiro.

1203 "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD."

Introduced by: Representatives Ito, Har and Oshiro.

1204 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Ito and Oshiro.

1205 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Representative Jordan.

1206 "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS."

Introduced by: Representatives Jordan, Carroll, Hashem, Ing, Kawakami, Lowen, Morikawa, Onishi and Tokioka.

1207 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Jordan, Carroll, Hashem, Kawakami, Morikawa, Tokioka, Ing, Lowen and Onishi.

1208 "A BILL FOR AN ACT RELATING TO CERTIFICATION AND LICENSURE FEES."

Introduced by: Representatives Jordan, Carroll, Hashem, Ichiyama, Kawakami, Morikawa, Nishimoto, Oshiro, Takayama, Tokioka and Ing.

1209 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."

Introduced by: Representatives Oshiro, Aquino, Har, Jordan and Say.

1210 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Tokioka, Say and Oshiro.

1211 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Yamashita, Aquino, Cullen, Hashem, Ichiyama, Oshiro, Say, Takayama and Yamane.

1212 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Yamashita, Aquino, Cullen, Hashem, Ichiyama, Jordan, Oshiro, Say, Tsuji and Yamane.

1213 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Representatives Yamashita, Ito, Say and Har.

1214 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Representative Yamashita.

1215 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE."

Introduced by: Representative Yamashita.

1216 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representative Belatti.

1217 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."

Introduced by: Representatives Belatti, Cachola, Hanohano, Lee, Mizuno, Carroll, Ing, Luke, Morikawa, Nakashima, Ohno, Rhoads, Souki and Tsuji.

1218 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Belatti, Brower, Cachola, Hanohano, Ing, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Takayama, Woodson, Wooley, Awana, Ohno, Rhoads, Saiki, Souki and Tsuji.

1219 "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM."

Introduced by: Representatives Belatti and Morikawa.

1220 "A BILL FOR AN ACT RELATING TO PEDIATRIC DENTAL HEALTH COVERAGE."

Introduced by: Representative Belatti.

1221 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

1222 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

1223 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

1224 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

1225 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Belatti.

1226 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Jordan.

1227 "A BILL FOR AN ACT RELATING TO IOLANI PALACE."

Introduced by: Representatives Ward, Carroll, Ing, Awana and Cullen.

1228 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ward, Belatti, Carroll, Evans and Hanohano.

1229 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Representative Ward.

1230 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Representative Ward.

1231 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HARBOR MASTER AT MAUNALUA BAY."

Introduced by: Representative Ward.

1232 "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES."

Introduced by: Representatives Fukumoto, Brower, Carroll, Johanson, McKelvey and Souki.

1233 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."

Introduced by: Representative Fukumoto, by request.

1234 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Representative Fukumoto, by request.

[Note: See Supplemental Calendar #1 for bills received prior to the 9:00 p.m. closing of the Journal this legislative day.]

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 11 and 12) were announced by the Clerk and the following action taken:

H.R. No. 11, entitled: "HOUSE RESOLUTION ADOPTING THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE, INCLUDING THE OPERATING PROCEDURES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT," was jointly offered by Representatives Saiki and Johanson.

By unanimous consent, action was deferred one legislative day.

H.R. No. 12, entitled: "HOUSE RESOLUTION ADOPTING THE HOUSE ADMINISTRATIVE AND FINANCIAL MANUAL OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

By unanimous consent, action was deferred one legislative day.

By unanimous consent, the following concurrent resolutions (H.C.R. Nos. 15 through 28) were referred to Printing and further action was deferred:

H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAPAHULU, HONOLULU, OAHU, FOR SEAWALL PURPOSES," was offered by Representative Souki.

H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 643 PAPAHEHI PLACE, HONOLULU, HAWAII," was offered by Representative Souki, by request.

H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-011 KUAHELANI AVENUE, NO. 111, MILILANI, HAWAII," was offered by Representative Souki, by request.

H.C.R. No. 18, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO ADVISE THE SPECIAL ACTION TEAM ON THE OPTIMAL NUMBER OF FORENSIC EXAMINATIONS NECESSARY FOR FELONY CASES," was offered by Representative Souki, by request.

H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION URGING HOSPTIALS WITHIN THE STATE OF HAWAII TO INCREASE THE RATES OF EXCLUSIVE BREASTFEEDING AT HOSPTIAL DISCHARGE," was offered by Representative Souki, by request.

H.C.R. No. 20, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FORMATION OF A WORK GROUP TO DEVELOP NUTRITION GUIDELINES FOR GOVERNMENT AGENCIES," was offered by Representative Souki, by request.

H.C.R. No. 21, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO SUPPORT THE EFFORTS OF THE HAWAII HEALTH CARE PROJECT AND THE HAWAII HEALTH INFORMATION EXCHANGE TO IMPLEMENT AN EFFICIENT AND EFFECTIVE, INTEGRATED, TECHNOLOGY-BASED HEALTHCARE INFORMATION SYSTEM," was offered by Representative Souki, by request.

H.C.R. No. 22, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FORMATION OF A TASK FORCE TO DEVELOP LEGISLATIVE RECOMMENDATIONS THAT INCLUDE HEALTH AS A PRIORITY IN LAND USE PLANNING AND TRANSPORTATION DECISIONS," was offered by Representative Souki, by request.

H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FORMATION OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR IMPROVING THE PROVISION OF OBESITY PREVENTION-RELATED SERVICES AND COUNSELING IN ACCORDANCE WITH THE IMPLEMENTATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was offered by Representative Souki, by request.

H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII DEPARTMENT OF KINESIOLOGY AND REHABILITATION SCIENCE, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH, CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS ON IMPLEMENTATION OF NATIONAL PHYSICAL EDUCATION GUIDELINES IN HAWAII'S PUBLIC SCHOOLS," was offered by Representative Souki, by request.

H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," was offered by Representative Souki, by request.

H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE AND SALE OF PROPERTY," was offered by Representative Souki, by request.

H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAALAEA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

ANNOUNCEMENTS

Representative Morikawa: "Thank you, Mr. Speaker. I'd just like to thank everybody who showed up for the flu shots yesterday. Your participation I heard was very big. It's going to help us to be healthier this session. I'd also like to express my sincere thanks to Speaker for your assistance in making this possible. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
669	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce
670	Committee on Consumer Protection & Commerce, then to the Committee on Finance
671	Committee on Consumer Protection & Commerce
672	Committee on Health, then to the Committee on Consumer Protection & Commerce
673	Committee on Agriculture, then to the Committee on Health, then to the Committee on Finance
674	Committee on Education, then to the Committee on Finance
675	Committee on Education, then to the Committee on Finance
676	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
677	Committee on Judiciary, then to the Committee on Finance
678	Committee on Education, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
679	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
680	Committee on Consumer Protection & Commerce, then to the Committee on Finance
681	Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance
682	Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance
683	Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance
684	Committee on Education, then to the Committee on Judiciary
685	Committee on Judiciary
686	Committee on Transportation, then to the Committee on Finance
687	Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Finance
688	Committee on Judiciary
689	Committee on Transportation
690	Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
691	Committee on Labor & Public Employment, then to the Committee on Finance
692	Committee on Transportation, then to the Committee on Finance
693	Committee on Consumer Protection & Commerce
694	Committee on Finance
695	Committee on Consumer Protection & Commerce
696	Committee on Finance
697	Committee on Finance
698	Committee on Finance
699	Committee on Judiciary, then to the Committee on Finance
700	Committee on Human Services, then to the Committee on Judiciary
701	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
702	Committee on Energy & Environmental Protection, then to the Committee on Finance
703	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
704	Committee on Health, then to the Committee on Finance
705	Committee on Health, then to the Committee on Finance
706	Committee on Transportation, then to the Committee on Finance
707	Committee on Ocean, Marine Resources, & Hawaiian Affairs
708	Committee on Ocean, Marine Resources, & Hawaiian Affairs
709	Committee on Ocean, Marine Resources, & Hawaiian Affairs
710	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
711	Committee on Public Safety, then to the Committee on Judiciary
712	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
713	Committee on Labor & Public Employment, then to the Committee on Judiciary
714	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance
715	Committee on Education, then to the Committee on Judiciary
716	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
717	Committee on Judiciary
718	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce
719	Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance

720 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

721 Committee on Consumer Protection & Commerce, then to the Committee on Finance

722 Committee on Health, then to the Committee on Consumer Protection & Commerce

723 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

724 Committee on Finance

725 Committee on Higher Education, then to the Committee on Finance

726 Committee on Finance

727 Committee on Higher Education, then to the Committee on Finance

728 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

729 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

730 Committee on Transportation, then to the Committee on Finance

731 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

732 Committee on Finance

733 Committee on Agriculture, then to the Committee on Economic Development & Business, then to the Committee on Finance

734 Committee on Agriculture, then to the Committee on Water & Land

735 Committee on Agriculture, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

736 Committee on Transportation, then to the Committee on Finance

737 Committee on Agriculture, then to the Committee on Finance

738 Committee on Housing, then to the Committee on Water & Land

739 Committee on Finance

740 Committee on Housing, then to the Committee on Judiciary

741 Committee on Housing, then to the Committee on Judiciary

742 Committee on Housing, then to the Committee on Finance

743 Committee on Labor & Public Employment, then to the Committee on Finance

744 Committee on Education, then to the Committee on Judiciary

745 Committee on Labor & Public Employment, then to the Committee on Finance

746 Committee on Judiciary, then to the Committee on Finance

747 Committee on Agriculture, then to the Committee on Finance

748 Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

749 Committee on Agriculture, then to the Committee on Finance

750 Committee on Higher Education, then to the Committee on Finance

751 Committee on Transportation, then to the Committee on Finance

752 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

753 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

754 Committee on Energy & Environmental Protection, then to the Committee on Health, then to the Committee on Judiciary

755 Committee on Water & Land, then to the Committee on Judiciary

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

757 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

758 Committee on Judiciary, then to the Committee on Finance

759 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

760 Jointly to the Committee on Transportation and the Committee on Energy & Environmental Protection, then to the Committee on Finance

761 Committee on Finance

762 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

763 Committee on Water & Land

764 Committee on Finance

765 Committee on Finance

766 Committee on Water & Land, then to the Committee on Finance

767 Committee on Finance

768 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

769 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

770 Committee on Agriculture, then to the Committee on Finance

771 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

772 Jointly to the Committee on Agriculture and the Committee on Tourism, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

773 Committee on Agriculture, then to the Committee on Water & Land

774 Committee on Agriculture, then to the Committee on Water & Land

775 Committee on Judiciary, then to the Committee on Finance

776 Committee on Judiciary, then to the Committee on Finance

777 Committee on Water & Land, then to the Committee on Judiciary

778 Committee on Water & Land, then to the Committee on Judiciary

779 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

780 Committee on Judiciary, then to the Committee on Finance

781 Committee on Judiciary, then to the Committee on Finance

782 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

783 Committee on Health, then to the Committee on Judiciary

784 Committee on Judiciary

785 Committee on Judiciary

786 Committee on Public Safety, then to the Committee on Judiciary

787 Committee on Judiciary, then to the Committee on Finance

788 Committee on Human Services, then to the Committee on Judiciary

789 Committee on Labor & Public Employment

790 Committee on Consumer Protection & Commerce

791 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

792 Committee on Judiciary, then to the Committee on Finance

793 Committee on Judiciary, then to the Committee on Finance

794 Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

795 Committee on Housing, then to the Committee on Consumer Protection & Commerce

796 Committee on Water & Land, then to the Committee on Judiciary

797 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

798 Committee on Water & Land, then to the Committee on Judiciary

799 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance

800 Committee on Finance

801 Committee on Labor & Public Employment, then to the Committee on Finance

802 Committee on Labor & Public Employment, then to the Committee on Finance

803 Committee on Finance

804 Committee on Judiciary, then to the Committee on Finance

805 Committee on Labor & Public Employment, then to the Committee on Finance

806 Committee on Labor & Public Employment, then to the Committee on Finance

807 Committee on Labor & Public Employment, then to the Committee on Finance

808 Committee on Labor & Public Employment, then to the Committee on Finance

809 Committee on Consumer Protection & Commerce, then to the Committee on Finance

810 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

811 Committee on Energy & Environmental Protection, then jointly to the Committee on Economic Development & Business and the Committee on Consumer Protection & Commerce

812 Committee on Consumer Protection & Commerce

813 Committee on Consumer Protection & Commerce

814 Committee on Labor & Public Employment, then to the Committee on Finance

815 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

816 Committee on Labor & Public Employment, then to the Committee on Finance

817 Committee on Labor & Public Employment, then to the Committee on Finance

818 Committee on Labor & Public Employment, then to the Committee on Finance

819 Committee on Labor & Public Employment, then to the Committee on Finance

820 Committee on Labor & Public Employment, then to the Committee on Finance

821 Committee on Labor & Public Employment, then to the Committee on Finance

822 Committee on Labor & Public Employment, then to the Committee on Finance

823 Committee on Labor & Public Employment, then to the Committee on Finance

824 Committee on Labor & Public Employment, then to the Committee on Finance

825 Committee on Labor & Public Employment, then to the Committee on Finance

826 Committee on Labor & Public Employment, then to the Committee on Finance

827 Committee on Labor & Public Employment, then to the Committee on Finance

828 Committee on Labor & Public Employment, then to the Committee on Finance

829 Committee on Labor & Public Employment, then to the Committee on Finance

830 Committee on Labor & Public Employment, then to the Committee on Finance

831 Committee on Labor & Public Employment, then to the Committee on Finance

832 Committee on Finance

833 Committee on Finance

834 Committee on Finance

835 Committee on Consumer Protection & Commerce, then to the Committee on Finance

836 Committee on Consumer Protection & Commerce, then to the Committee on Finance

837 Committee on Consumer Protection & Commerce, then to the Committee on Finance

838 Committee on Consumer Protection & Commerce, then to the Committee on Finance

839 Committee on Consumer Protection & Commerce

840 Committee on Consumer Protection & Commerce, then to the Committee on Finance

841 Committee on Consumer Protection & Commerce

842 Committee on Health, then to the Committee on Consumer Protection & Commerce

843 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

844 Committee on Health, then to the Committee on Consumer Protection & Commerce

845 Committee on Health, then to the Committee on Consumer Protection & Commerce

846 Jointly to the Committee on Water & Land and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

847 Committee on Health, then to the Committee on Consumer Protection & Commerce

848 Committee on Health, then to the Committee on Consumer Protection & Commerce

849 Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance

850 Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

851 Committee on Education, then to the Committee on Finance

852 Committee on Education, then to the Committee on Finance

853 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

854 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

855 Committee on Judiciary, then to the Committee on Finance

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

857 Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Finance

858 Committee on Economic Development & Business, then to the Committee on Finance

859 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

860 Committee on Finance

861 Committee on Finance

862 Committee on Education, then to the Committee on Finance

863 Committee on Finance

864 Committee on Education, then to the Committee on Judiciary

865 Committee on Water & Land, then to the Committee on Education, then to the Committee on Finance

866 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

867 Committee on Human Services, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

868 Committee on Human Services, then to the Committee on Finance

869 Committee on Human Services, then to the Committee on Finance

870 Committee on Human Services, then to the Committee on Finance

871 Committee on Human Services, then to the Committee on Finance

872 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

873 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

874 Committee on Human Services, then to the Committee on Health, then to the Committee on Judiciary

875 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

876 Committee on Human Services, then to the Committee on Finance

877 Committee on Health, then to the Committee on Consumer Protection & Commerce

878 Committee on Health, then to the Committee on Judiciary

879 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

880 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

881 Committee on Housing, then to the Committee on Finance

882 Committee on Housing, then to the Committee on Finance

883 Committee on Housing, then to the Committee on Judiciary

884 Committee on Housing, then to the Committee on Judiciary

885 Committee on Housing, then to the Committee on Finance

886 Committee on Housing, then to the Committee on Finance

887 Committee on Housing, then to the Committee on Labor & Public Employment, then to the Committee on Finance

888 Committee on Housing, then to the Committee on Finance

889 Committee on Judiciary

890 Committee on Housing, then to the Committee on Human Services

891 Jointly to the Committee on Labor & Public Employment and the Committee on Health, then to the Committee on Finance

892 Committee on Transportation, then to the Committee on Health, then to the Committee on Finance

893 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

894 Committee on Health, then to the Committee on Finance

895 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

896 Committee on Health, then to the Committee on Consumer Protection & Commerce

897 Committee on Health

898 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

899 Committee on Energy & Environmental Protection, then to the Committee on Finance

900 Committee on Energy & Environmental Protection, then to the Committee on Finance

901 Committee on Energy & Environmental Protection, then to the Committee on Health, then to the Committee on Finance

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

903 Committee on Energy & Environmental Protection, then to the Committee on Health

904 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

905 Committee on Health, then to the Committee on Finance

906 Committee on Health, then to the Committee on Finance

907 Committee on Health, then to the Committee on Judiciary

908 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

909 Committee on Health, then to the Committee on Finance

910 Committee on Health, then to the Committee on Judiciary

911 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

912 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance

913 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance

914 Committee on Health, then to the Committee on Finance

915 Committee on Labor & Public Employment, then to the Committee on Finance

916 Jointly to the Committee on Labor & Public Employment and the Committee on Economic Development & Business, then to the Committee on Finance

917 Jointly to the Committee on Labor & Public Employment and the Committee on Economic Development & Business, then to the Committee on Finance

918 Committee on Labor & Public Employment, then to the Committee on Finance

919 Committee on Labor & Public Employment, then to the Committee on Finance

920 Committee on Labor & Public Employment, then to the Committee on Finance

921 Committee on Labor & Public Employment, then to the Committee on Finance

922 Committee on Labor & Public Employment, then to the Committee on Finance

923 Committee on Labor & Public Employment, then to the Committee on Finance

924 Committee on Labor & Public Employment, then to the Committee on Finance

925 Committee on Labor & Public Employment, then to the Committee on Finance

926 Committee on Labor & Public Employment, then to the Committee on Finance

927 Jointly to the Committee on Labor & Public Employment and the Committee on Economic Development & Business, then to the Committee on Finance

928 Committee on Labor & Public Employment, then to the Committee on Finance

929 Committee on Labor & Public Employment, then to the Committee on Finance

930 Committee on Transportation, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

931 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary

932 Committee on Energy & Environmental Protection, then to the Committee on Water & Land

933 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

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

935 Committee on Water & Land, then to the Committee on Housing, then to the Committee on Finance

936 Committee on Water & Land, then to the Committee on Judiciary

937 Committee on Water & Land, then to the Committee on Judiciary

938 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary

939 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

940 Jointly to the Committee on Transportation and the Committee on Water & Land, then to the Committee on Judiciary

941 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

942 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

943 Committee on Finance

944 Committee on Public Safety, then to the Committee on Judiciary

945 Committee on Public Safety, then to the Committee on Judiciary

946 Committee on Public Safety, then to the Committee on Judiciary

947 Committee on Public Safety, then to the Committee on Judiciary

948 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

949 Jointly to the Committee on Public Safety and the Committee on Health, then to the Committee on Judiciary

950 Committee on Public Safety, then to the Committee on Judiciary

951 Committee on Judiciary

952 Committee on Judiciary

953 Committee on Finance

954 Committee on Finance

955 Committee on Tourism, then to the Committee on Judiciary

956 Committee on Finance

957 Committee on Finance

958 Committee on Judiciary, then to the Committee on Finance

959 Committee on Finance

960 Committee on Finance

961 Committee on Finance

962 Committee on Agriculture, then to the Committee on Finance

963 Committee on Tourism, then to the Committee on Finance

964 Committee on Economic Development & Business, then to the Committee on Finance

965 Committee on Economic Development & Business, then to the Committee on Finance

966 Committee on Finance

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

968 Committee on Finance

969 Committee on Finance

970 Committee on Tourism, then to the Committee on Finance

971 Committee on Tourism, then to the Committee on Finance

972 Committee on Finance

973 Committee on Finance

974 Committee on Finance

975 Committee on Finance

976 Committee on Transportation, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

977 Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

978 Committee on Transportation, then to the Committee on Finance

979 Jointly to the Committee on Transportation and the Committee on Water & Land, then to the Committee on Judiciary

980 Committee on Transportation, then to the Committee on Judiciary

981 Committee on Transportation, then to the Committee on Finance

982 Committee on Transportation, then to the Committee on Finance

983 Committee on Transportation, then to the Committee on Finance

984 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

985 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

986 Committee on Human Services, then to the Committee on Finance

987 Committee on Human Services, then to the Committee on Finance

988 Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection, then to the Committee on Finance

989 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

990 Committee on Water & Land

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
60	Committee on Education, then to the Committee on Finance
104	Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
119	Committee on Judiciary, then to the Committee on Finance
233	Committee on Economic Development & Business, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 9:00 o'clock p.m. this legislative day for the purpose of receiving House Bills for introduction, seconded by Representative Fukumoto and carried.

Vice Speaker Mizuno then stated:

"Members, please note that tonight's 9:00 p.m. deadline is firm. Members, I repeat tonight's 9:00 p.m. bill filing deadline is firm and there will be no exceptions. Please make sure that you give yourselves and your staff ample time to file your bills before 9:00 p.m."

RECESS

At 12:36 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 12:00 o'clock noon, Monday, January 28, 2013.

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF BILLS

In accordance with the motion made, the following bills (H.B. Nos. 1235 through 1484) were received by the Clerk's Office after the Chair declared the day's final recess and prior to the 9:00 p.m. closing of the Journal this legislative day, passed First Reading by title and were referred to Printing:

1235 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES."

Introduced by: Representative Coffman.

1236 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Coffman.

1237 "A BILL FOR AN ACT RELATING TO ATTORNEYS."

Introduced by: Representative Rhoads.

1238 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO THE JUDICIARY."

Introduced by: Representative Rhoads.

1239 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Rhoads.

1240 "A BILL FOR AN ACT RELATING TO MEDICATIONS."

Introduced by: Representative Rhoads.

1241 "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES."

Introduced by: Representative Rhoads, by request.

1242 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE ELEVENTH DISTRICT."

Introduced by: Representative Ing.

1243 "A BILL FOR AN ACT RELATING TO SCHOOL GARDENS."

Introduced by: Representative Ing.

1244 "A BILL FOR AN ACT RELATING TO CHILD VISITATION."

Introduced by: Representatives Ing, Awana, Ito, Mizuno, Rhoads and Souki.

1245 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Representatives Ing, Hanohano, Mizuno, Souki, Woodson, Wooley, Lowen, Morikawa, Ohno, Rhoads and Thielen.

1246 "A BILL FOR AN ACT RELATING TO LEGISLATIVE FUNDRAISERS."

Introduced by: Representative Thielen.

1247 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."

Introduced by: Representative Nakashima.

1248 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Nakashima.

1249 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Representatives Nakashima, Evans, Hanohano, Tsuji, Coffman, Lowen and Onishi.

1250 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC EMPLOYMENT COST ITEMS."

Introduced by: Representative Nakashima.

1251 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC EMPLOYMENT COST ITEMS."

Introduced by: Representative Nakashima.

1252 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC EMPLOYMENT COST ITEMS."

Introduced by: Representative Nakashima.

1253 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Representative Nakashima.

1254 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Morikawa.

1255 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Coffman.

1256 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Coffman.

1257 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Luke, Choy and Nakashima.

1258 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representative Souki, by request.

1259 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SECOND REPRESENTATIVE DISTRICT."

Introduced by: Representative Ichiyama.

1260 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Onishi.

1261 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Wooley.

1262 "A BILL FOR AN ACT RELATING TO LAND ACQUISITION."

Introduced by: Representative Wooley.

1263 "A BILL FOR AN ACT RELATING TO IRRIGATION."

Introduced by: Representative Wooley.

1264 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Representative Wooley.

1265 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX."

Introduced by: Representative Wooley.

1266 "A BILL FOR AN ACT RELATING TO OVERNIGHT ACCOMMODATIONS ON AGRICULTURAL LANDS."

Introduced by: Representative Wooley.

1267 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND DEVELOPMENT CORPORATION."

Introduced by: Representatives Wooley, Awana, Belatti, Brower, Hanohano, Ing, Johanson, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Saiki, Thielen, Aquino, Nakashima and Onishi.

1268 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representative Wooley.

1269 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Awana, Belatti and Ward.

1270 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Awana and Fukumoto.

1271 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT."

Introduced by: Representative Awana.

1272 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Awana.

1273 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTIETH REPRESENTATIVE DISTRICT."

Introduced by: Representatives McDermott and Cabanilla.

1274 "A BILL FOR AN ACT RELATING TO ANATOMICAL TRANSPLANTS."

Introduced by: Representatives McDermott, Hashem and Fukumoto.

1275 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Representatives McDermott and Fale.

1276 "A BILL FOR AN ACT RELATING TO ADJUNCT TEACHERS."

Introduced by: Representatives McDermott and Cheape.

1277 "A BILL FOR AN ACT RELATING TO EDUCATION GOVERNANCE."

Introduced by: Representatives McDermott, Fale and Ward.

1278 "A BILL FOR AN ACT RELATING TO COURT FEES."

Introduced by: Representatives Aquino, Ichiyama, Yamane, Hashem, Ing, Nakashima and Yamashita.

1279 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Aquino, Hashem, Ichiyama, Ing, Takumi, Yamashita and Nakashima.

1280 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Aquino, Ichiyama, Yamane, Yamashita, Hashem, Ing and Nakashima.

1281 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE."

Introduced by: Representative Takai.

1282 "A BILL FOR AN ACT RELATING TO MILITARY SERVICE."

Introduced by: Representatives Takai and Ito.

1283 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-THIRD, THIRTY-FOURTH, AND THIRTY-FIFTH REPRESENTATIVE DISTRICTS."

Introduced by: Representatives Takai, Takayama and Takumi.

1284 "A BILL FOR AN ACT RELATING TO TATTOOS."

Introduced by: Representative Takai.

1285 "A BILL FOR AN ACT RELATING TO RESIDENTIAL FIRE SPRINKLERS."

Introduced by: Representative Aquino, by request.

1286 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Coffman.

1287 "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION."

Introduced by: Representative Souki.

1288 "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION."

Introduced by: Representative Souki.

1289 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Tokioka and Kawakami.

1290 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Kawakami and Tokioka.

1291 "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY."

Introduced by: Representative Saiki.

1292 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representatives Saiki, Awana, Belatti, Brower, Carroll, Evans, Fukumoto, Hanohano, Johanson, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Souki, Takumi, Thielen, Woodson, Wooley, Yamane and Ohno.

1293 "A BILL FOR AN ACT RELATING TO DIABETES."

Introduced by: Representatives Say and Yamane.

1294 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Say and Yamane.

1295 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR THE PEACEFUL SCHOOLS PROGRAM."

Introduced by: Representative Ohno.

1296 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Ohno.

1297 "A BILL FOR AN ACT RELATING TO LIQUEFIED NATURAL GAS."

Introduced by: Representative Tsuji.

1298 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Kawakami, Tokioka and Cullen.

1299 "A BILL FOR AN ACT RELATING TO DENTAL SERVICES."

Introduced by: Representative Choy.

1300 "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE."

Introduced by: Representative Choy.

1301 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Nishimoto.

1302 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Jordan.

1303 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-THIRD REPRESENTATIVE DISTRICT."

Introduced by: Representative Awana.

1304 "A BILL FOR AN ACT RELATING TO LANDFILLS."

Introduced by: Representative Awana.

1305 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Representative Awana.

1306 "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING."

Introduced by: Representatives Awana and Mizuno.

1307 "A BILL FOR AN ACT RELATING TO LANDFILLS."

Introduced by: Representatives Awana and Fale.

1308 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."

Introduced by: Representatives Yamane and Aquino.

1309 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Yamane.

1310 "A BILL FOR AN ACT RELATING TO STATEWIDE ELECTED OFFICIALS."

Introduced by: Representative Souki.

1311 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 2, OF THE HAWAII STATE CONSTITUTION TO CHANGE THE METHOD OF ELECTING THE LIEUTENANT GOVERNOR."

Introduced by: Representative Souki.

1312 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Representative Luke.

1313 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Representatives Brower and Belatti.

1314 "A BILL FOR AN ACT RELATING TO LIQUOR."

Introduced by: Representatives Brower, Evans, Hanohano, McDermott, Mizuno, Souki, Thielen, Woodson, Aquino, Awana, Belatti, Cabanilla, Cachola, Cheape, Hashem, Ichiyama, Johanson, Kobayashi, McKelvey, Morikawa, Nakashima, Nishimoto, Onishi, Oshiro, Rhoads, Saiki, Takumi, Tokioka, Ward and Yamashita.

1315 "A BILL FOR AN ACT RELATING TO FOSTER CARE."

Introduced by: Representative Wooley.

1316 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representative Wooley.

1317 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE."

Introduced by: Representative Wooley.

1318 "A BILL FOR AN ACT RELATING TO THE CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Carroll.

1319 "A BILL FOR AN ACT RELATING TO DEBT SETTLEMENT SERVICES."

Introduced by: Representative Carroll.

1320 "A BILL FOR AN ACT RELATING TO A LOTTERY."

Introduced by: Representative Souki, by request.

1321 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Representatives Cullen, Kawakami, McDermott, Mizuno, Oshiro, Aquino, Fale, Har, Hashem, Ichiyama, Ito and Say.

1322 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Cullen.

1323 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES."

Introduced by: Representatives Cullen, Mizuno, Say, Fale, Hashem, Ichiyama, Ito and Lee.

1324 "A BILL FOR AN ACT RELATING TO MOPEDS."

Introduced by: Representatives Cullen, Ichiyama, Mizuno, Say, Har, Hashem, Ito and Lee.

1325 "A BILL FOR AN ACT RELATING TO CONTROLLED-ACCESS FACILITIES."

Introduced by: Representatives Cullen, Har, Ichiyama, Jordan, Oshiro, Say, Takayama and Yamane.

1326 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Carroll, Brower, Evans, Ing, Lee, Lowen, McKelvey, Mizuno and Nishimoto.

1327 "A BILL FOR AN ACT RELATING TO STATE AGENCIES."

Introduced by: Representatives Carroll, Evans, Hanohano, McKelvey, Mizuno and Saiki.

1328 "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE."

Introduced by: Representatives Carroll, Awana, Evans, Hanohano, Lee and McKelvey.

1329 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION PROGRAMS."

Introduced by: Representatives Carroll, Hanohano, Mizuno, Souki, Ing and McKelvey.

1330 "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT."

Introduced by: Representative Carroll.

1331 "A BILL FOR AN ACT RELATING TO LABELING."

Introduced by: Representative Carroll.

1332 "A BILL FOR AN ACT RELATING TO TRESPASS."

Introduced by: Representatives Carroll, Brower, Cheape and Tsuji.

1333 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Carroll, by request.

1334 "A BILL FOR AN ACT RELATING TO GAMING."

Introduced by: Representatives Carroll, Evans, Hanohano and McKelvey.

1335 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Representative Carroll, by request.

1336 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."

Introduced by: Representatives Tokioka and Kawakami.

1337 "A BILL FOR AN ACT RELATING TO IMPACT FEES."

Introduced by: Representatives Tokioka and Kawakami.

1338 "A BILL FOR AN ACT RELATING TO FISHING."

Introduced by: Representatives Tokioka and Kawakami.

1339 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Tokioka.

1340 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Tokioka.

1341 "A BILL FOR AN ACT RELATING TO ANTIQUE GAMBLING DEVICES."

Introduced by: Representatives Hashem, Tokioka, Choy and Rhoads.

1342 "A BILL FOR AN ACT RELATING TO DEBT COLLECTION."

Introduced by: Representatives Hashem, Brower, Tsuji, Ward, Fukumoto, Ing, Johanson, Morikawa, Nishimoto and Rhoads.

1343 "A BILL FOR AN ACT RELATING TO DEBT COLLECTION."

Introduced by: Representatives Hashem, Brower, Carroll, Fukumoto, Ing, Johanson, Morikawa, Nishimoto, Tsuji and Ward.

1344 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Carroll, Aquino, Hanohano, Mizuno, Woodson, Ing and McKelvey.

1345 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Carroll, Aquino, Evans, Hanohano, McKelvey, Mizuno, Woodson, Yamashita and Ing.

1346 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Carroll, Hanohano, Mizuno, Aquino, Evans, McKelvey and Yamashita.

1347 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Representatives Carroll, Aquino, Evans, Hanohano, McKelvey, Mizuno, Woodson, Yamashita and Ing.

1348 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Representatives Carroll, Aquino, Hanohano, Mizuno, Woodson, Evans, Ing, McKelvey and Yamashita.

1349 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representative Carroll, by request.

1350 "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Representatives Carroll, Evans, Kobayashi, McKelvey, Mizuno and Morikawa.

1351 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Representatives Carroll, Evans, Hanohano, Lee, Mizuno and McKelvey.

1352 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Representatives Carroll, Evans, Lee, Mizuno, Ing, Lowen and McKelvey.

1353 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM."

Introduced by: Representatives Carroll, Evans, Jordan and Ing.

1354 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Cabanilla, Cachola, Hanohano, Woodson, Awana, Evans, Mizuno and Souki.

1355 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Cabanilla, Hanohano, Cachola, Mizuno and Souki.

1356 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Cabanilla, Cachola, Evans, Hanohano, Mizuno, Oshiro, Say, Nishimoto and Souki.

1357 "A BILL FOR AN ACT RELATING TO ADEQUATE HIGHWAY REQUIREMENTS."

Introduced by: Representatives Cabanilla, Awana, Hanohano, Oshiro, Say, Cachola, Nishimoto and Souki.

1358 "A BILL FOR AN ACT RELATING TO AMMUNITION."

Introduced by: Representatives Cabanilla, Oshiro, Cachola and Souki.

1359 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Luke.

1360 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Luke.

1361 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."

Introduced by: Representatives Lowen, Lee and Onishi.

1362 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Representatives Lowen and Hanohano.

1363 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED RENEWABLE ENERGY."

Introduced by: Representatives Lowen, Hanohano and Lee.

1364 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Lowen and Evans.

1365 "A BILL FOR AN ACT RELATING TO URBAN AGRICULTURE."

Introduced by: Representatives Lowen and Lee.

1366 "A BILL FOR AN ACT RELATING TO HERBAL THERAPY LICENSING."

Introduced by: Representatives Takumi and Belatti.

1367 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Representatives Takumi, Belatti and Ohno.

1368 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Takumi, by request.

1369 "A BILL FOR AN ACT RELATING TO SEX OFFENDERS."

Introduced by: Representatives Fale, Cheape, Fukumoto, Ito, Ing, McKelvey, Morikawa, Ohno and Onishi.

1370 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Fale, Cheape, Fukumoto, Ito, Ing, McKelvey, Morikawa, Ohno and Onishi.

1371 "A BILL FOR AN ACT RELATING TO SENTENCE OF IMPRISONMENT FOR SEXUAL ASSAULT OF A MINOR AGE TWELVE OR YOUNGER."

Introduced by: Representatives Fale, Cheape, Fukumoto, Ito, McKelvey, Morikawa and Onishi.

1372 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Fale, Hanohano, McDermott, McKelvey, Ward, Cheape, Fukumoto, Ing, Nakashima, Nishimoto and Tokioka.

1373 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Fale.

1374 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Johanson, Belatti, Brower, Cheape, Evans, Fale, Fukumoto, Lee, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Saiki, Souki, Takai, Thielen, Ward and Tsuji.

1375 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Johanson, Belatti, Carroll, Cheape, Fale, Fukumoto, Ing, Lee, Mizuno, Nishimoto, Saiki, Souki, Takai and Thielen.

1376 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Johanson, Cheape, Evans, Fale, Hanohano, Ichiyama, Ing, Nishimoto, Ward, Woodson, Belatti, Saiki and Takumi.

1377 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Introduced by: Representative Johanson, by request.

1378 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Johanson.

1379 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Nakashima.

1380 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Nishimoto, Choy and Mizuno.

1381 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING."

Introduced by: Representative Takai.

1382 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION."

Introduced by: Representatives Brower, Evans, Hanohano, Lee, Mizuno, Woodson, Aquino, Awana, Cachola, Carroll, Fukumoto, Johanson, McKelvey, Morikawa, Nakashima, Saiki and Souki.

1383 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Onishi, Cheape, Hanohano, Morikawa, Ward, Wooley and Ing.

1384 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Cheape, Hanohano, Morikawa and Wooley.

1385 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."

Introduced by: Representative Onishi, by request.

1386 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Representatives Morikawa, Belatti, Ohno and Wooley.

1387 "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES."

Introduced by: Representative Morikawa.

1388 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE."

Introduced by: Representative Morikawa.

1389 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ALLOWANCES."

Introduced by: Representative Saiki.

1390 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF THE NISEI LEGACY CENTER."

Introduced by: Representatives Har, Aquino, Cullen, Ichiyama, Jordan, Oshiro, Say, Takayama, Tsuji and Yamashita.

1391 "A BILL FOR AN ACT RELATING TO THE COUNTY SURCHARGE ON STATE TAX."

Introduced by: Representatives Har, Aquino, Choy, Cullen, Ichiyama, Jordan, Oshiro, Say, Yamane and Takayama.

1392 "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES."

Introduced by: Representatives Har, Aquino, Choy, Ichiyama, Jordan, Oshiro, Say, Takayama, Tsuji and Yamashita.

1393 "A BILL FOR AN ACT RELATING TO ASSET FORFEITURE."

Introduced by: Representatives Har, Aquino, Cullen and Say.

1394 "A BILL FOR AN ACT RELATING TO GROUNDWATER RECHARGE."

Introduced by: Representatives Har, Aquino, Cullen, Ichiyama, Oshiro, Say, Tsuji and Yamashita.

1395 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SECOND REPRESENTATIVE DISTRICT."

Introduced by: Representatives Har, Choy, Cullen, Oshiro and Say.

1396 "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII."

Introduced by: Representatives Ito, Choy, Cullen, Har, Ichiyama, Say, Takayama and Tsuji.

1397 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Oshiro, Choy, Say and Har.

1398 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS FOR THE BENEFIT OF THE TWELFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Yamashita.

1399 "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS."

Introduced by: Representatives Yamashita, Aquino, Choy, Cullen, Har, Ichiyama, Jordan, McKelvey, Nakashima, Oshiro, Say, Takayama, Tsuji and Hashem.

1400 "A BILL FOR AN ACT RELATING TO ETHANOL."

Introduced by: Representatives Yamashita, Aquino, Choy, Cullen, Har, Ichiyama, Jordan, Oshiro, Say, Takayama and Tsuji.

1401 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Yamashita, Aquino, Cullen, Har, Ichiyama, Oshiro, Say, Tsuji and Takayama.

1402 "A BILL FOR AN ACT RELATING TO SOCIAL IMPACT BONDS."

Introduced by: Representatives Jordan, Evans, Hanohano, Har, Ichiyama, Mizuno, Morikawa, Nishimoto, Oshiro, Woodson and Yamashita.

1403 "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE."

Introduced by: Representative Lee.

1404 "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL."

Introduced by: Representative Lee.

1405 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Lee.

1406 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Representative Lee.

1407 "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF ENERGY CONSUMPTION TO RENTERS AND LESSEES."

Introduced by: Representative Lee.

1408 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representative Lee.

1409 "A BILL FOR AN ACT RELATING TO BIOFUELS."

Introduced by: Representatives Lee and Mizuno.

1410 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Lee.

1411 "A BILL FOR AN ACT RELATING TO THE CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Lee.

1412 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Representatives McKelvey, Carroll, Evans, Hanohano, Morikawa, Nakashima, Ing and Lowen.

1413 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Representative McKelvey, by request.

1414 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative McKelvey.

1415 "A BILL FOR AN ACT RELATING TO SERVICE BY PUBLICATION."

Introduced by: Representative McKelvey.

1416 "A BILL FOR AN ACT RELATING TO HEALTH AND WELLNESS PROGRAMS."

Introduced by: Representative McKelvey, by request.

1417 "A BILL FOR AN ACT RELATING TO MEDIATION AFFECTING JUDICIAL FORECLOSURE."

Introduced by: Representatives McKelvey, Awana, Cabanilla and Cachola.

1418 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative McKelvey.

1419 "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS."

Introduced by: Representatives McKelvey, Choy, Evans, Hanohano, Hashem, Nakashima, Nishimoto, Oshiro, Tsuji, Ward and Brower.

1420 "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS."

Introduced by: Representatives McKelvey, Carroll, Lowen, Cheape, Hashem, Ichiyama, Kobayashi and Rhoads.

1421 "A BILL FOR AN ACT RELATING TO ORGANIC AGRICULTURE."

Introduced by: Representatives McKelvey, Carroll, Cheape, Hashem, Morikawa, Nakashima and Tsuji.

1422 "A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES."

Introduced by: Representatives McKelvey, Carroll, Evans, Hanohano, Morikawa, Nakashima, Tsuji and Aquino.

1423 "A BILL FOR AN ACT RELATING TO THE MALA WHARF TASK FORCE."

Introduced by: Representatives McKelvey, Carroll, Evans, Hanohano, Ing, Souki, Woodson and Yamashita.

1424 "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS."

Introduced by: Representatives McKelvey, Carroll, Ing, Woodson, Souki and Yamashita.

1425 "A BILL FOR AN ACT RELATING TO A LOTTERY."

Introduced by: Representatives Mizuno and Souki.

1426 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Mizuno, Brower, Cachola and Onishi.

1427 "A BILL FOR AN ACT RELATING TO UNITED STATES SENATOR DANIEL K. INOUYE DAY."

Introduced by: Representatives Mizuno and Woodson.

1428 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Mizuno and Woodson.

1429 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Cachola and McKelvey.

1430 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno, Carroll and Hanohano.

1431 "A BILL FOR AN ACT RELATING TO PRESIDENT BARACK OBAMA DAY."

Introduced by: Representatives Mizuno, Brower, Carroll, Hanohano, Woodson, Kobayashi, Lowen, Morikawa and Onishi.

1432 "A BILL FOR AN ACT RELATING TO AGING AND DISABILITY RESOURCE CENTERS."

Introduced by: Representatives Mizuno, Belatti, Hanohano and Carroll.

1433 "A BILL FOR AN ACT RELATING TO NON-VIOLENCE AND PEACE AWARENESS MONTH."

Introduced by: Representatives Mizuno, Carroll, Hanohano, Kobayashi and McKelvey.

1434 "A BILL FOR AN ACT RELATING TO PHYSICIAN SHORTAGE."

Introduced by: Representatives Mizuno, Carroll and Hanohano.

1435 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE PACIFIC RENAL CARE FOUNDATION."

Introduced by: Representatives Mizuno, Hanohano, Carroll and Morikawa.

1436 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Representatives Mizuno, Carroll and Hanohano.

1437 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-EIGHTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Mizuno.

1438 "A BILL FOR AN ACT RELATING TO MEDICAL USE OF MARIJUANA."

Introduced by: Representatives Souki and Thielen.

1439 "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES."

Introduced by: Representative Souki, by request.

1440 "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION."

Introduced by: Representatives Ing, Aquino, Cachola, Hanohano, Lee, Luke, McKelvey, Morikawa, Nishimoto, Saiki, Takayama, Yamane, Kobayashi and Onishi.

1441 "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE."

Introduced by: Representative Hanohano.

1442 "A BILL FOR AN ACT RELATING TO ELECTRONIC TRAFFIC CITATIONS."

Introduced by: Representative Hanohano.

1443 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."

Introduced by: Representatives Cachola, Brower, Nishimoto, Souki, Fukumoto, Kobayashi, McKelvey and Morikawa.

1444 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Representative Hanohano.

1445 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO PROVIDE FOR THE RECALL OF ELECTED PUBLIC OFFICERS."

Introduced by: Representative Hanohano.

1446 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."

Introduced by: Representative Hanohano.

1447 "A BILL FOR AN ACT RELATING TO ELECTED PUBLIC OFFICERS."

Introduced by: Representative Hanohano.

1448 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Cheape, Fale, Hanohano, Ichiyama, Johanson, McKelvey, Mizuno, Thielen, Ward, Evans and Lowen.

1449 "A BILL FOR AN ACT RELATING TO ELECTRICITY RATES."

Introduced by: Representatives Cheape, Fale, Fukumoto, Johanson, McKelvey, Mizuno, Onishi and Ward.

1450 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Cheape.

1451 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Cheape, Fukumoto, Hanohano, Johanson, McKelvey, Mizuno, Woodson, Ing, Souki and Yamane.

1452 "A BILL FOR AN ACT RELATING TO FOSTER CARE."

Introduced by: Representative Cheape, by request.

1453 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Woodson, Cheape, Hanohano, Evans, Nishimoto and Souki.

1454 "A BILL FOR AN ACT RELATING TO TORT LIABILITY IMMUNITY."

Introduced by: Representatives Woodson, Fukumoto, Cheape, McKelvey and Rhoads.

1455 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Woodson, McKelvey, Cheape, Ing and Rhoads.

1456 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representatives Woodson and McKelvey.

1457 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Woodson.

1458 "A BILL FOR AN ACT RELATING TO INSURANCE RATES."

Introduced by: Representatives Cachola, Brower, Nishimoto, Fukumoto, Ing, Kobayashi, McKelvey, Onishi and Souki.

1459 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representatives Cachola, Brower, McKelvey, Nishimoto, Souki, Ing, Kobayashi, Lee, Morikawa and Onishi.

1460 "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROVISIONS."

Introduced by: Representatives Ward, Brower, Cheape, Fukumoto, Ing, Mizuno, Thielen, Cachola and McDermott.

1461 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Ward, Cheape, Fukumoto, Hanohano, Hashem, Lee, McDermott, McKelvey, Mizuno, Nishimoto, Takai, Woodson, Belatti, Brower, Cachola, Cullen, Evans, Ito, Kawakami, Morikawa and Nakashima.

1462 "A BILL FOR AN ACT RELATING TO UNFUNDED LIABILITIES."

Introduced by: Representatives Ward, Hanohano, McDermott, Mizuno, Cheape, Evans, Fukumoto, Ing, McKelvey, Nakashima and Thielen.

1463 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Representatives Ward, Hanohano, Lee, McDermott, Mizuno, Brower, Cachola, Cheape, Evans, Fukumoto, Ing, Kawakami, McKelvey, Nakashima, Nishimoto and Yamashita.

1464 "A BILL FOR AN ACT RELATING TO HAIR BRAIDING."

Introduced by: Representatives Ward, Hanohano, McDermott, Mizuno, Brower, Cheape, Evans, Fukumoto, Ing, McKelvey and Nishimoto.

1465 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Ward, Hashem, Kobayashi, Say and Nishimoto.

1466 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Ward.

1467 "A BILL FOR AN ACT RELATING TO BUSINESS."

Introduced by: Representative Ward.

1468 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Evans.

1469 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Representatives Evans, Brower, Cabanilla, Carroll, Fale, Hanohano, Har, McDermott, Aquino, Awana, Hashem, Souki and Ward.

1470 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Evans.

1471 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Representatives Evans, Brower, Cachola and Tsuji.

1472 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Evans, Cabanilla, Hanohano, McKelvey, Ing, Nakashima and Woodson.

1473 "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING."

Introduced by: Representative Evans.

1474 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Representative Evans.

1475 "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES."

Introduced by: Representatives Fukumoto, Fale, Hanohano, Belatti, Carroll, Hashem, Johanson, Morikawa, Nishimoto, Souki and Ward.

1476 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Fukumoto, Fale, Hanohano, Belatti, Carroll, Hashem, Johanson, Morikawa, Nishimoto, Souki and Ward.

1477 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY TASK FORCE."

Introduced by: Representatives Fukumoto, Evans, Fale, Hanohano, Johanson, Lee, Ward, Brower, Cabanilla, Carroll, Cheape, Hashem, Ing, Morikawa, Nakashima, Oshiro, Saiki and Souki.

1478 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Fukumoto.

1479 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."

Introduced by: Representatives Fukumoto, Carroll, Cheape, Evans, Hanohano, Johanson, McKelvey, Mizuno, Morikawa, Nishimoto and Souki.

1480 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 14, OF THE HAWAII CONSTITUTION, TO ENSURE THAT NO BILL BECOMES LAW IF IT NO LONGER REFLECTS IT ORIGINAL PURPOSE."

Introduced by: Representatives Ward, Belatti, Brower, Cheape, Fukumoto, Hanohano, Ing, Kawakami, Lee, McDermott, Mizuno, Morikawa, Thielen, Awana, Cachola and Nakashima.

1481 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representatives Belatti, Hanohano, Ing, Luke, Mizuno, Saiki, Souki, Takumi, Woodson, Wooley, Awana, Lowen, McKelvey, Ohno and Onishi.

1482 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti and Lee.

1483 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representatives Belatti, Hanohano, Luke, Mizuno, Souki, Awana, Evans, McKelvey and Saiki.

1484 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Belatti.

ADJOURNMENT

At 9:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon, Monday, January 28, 2013.

SIXTH DAY

Monday, January 28, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:02 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Tom Brower, after which the Roll was called showing all Members present with the exception of Representatives Cabanilla and Kobayashi, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 158 through 196) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 158, dated January 7, 2013, transmitting the Annual Report on Bikeway Projects and Expenditures, prepared by the Department of Transportation pursuant to Section 264-18, HRS.

Gov. Msg. No. 159, dated January 7, 2013, transmitting the Spouse and Child Abuse Special Account Report, prepared by the Department of Human Services pursuant to Section 346-7.5, HRS.

Gov. Msg. No. 160, dated January 7, 2013, transmitting the Capital Improvement Program Project Staff Costs Report, prepared by the Department of Transportation pursuant to Act 164, Sections 43, 44, and 46, SLH 2011.

Gov. Msg. No. 161, dated January 7, 2013, transmitting the Annual Report on the Transportation Improvement Special Fund, prepared by the Department of Transportation pursuant to Section 264-19(E), HRS.

Gov. Msg. No. 162, dated January 7, 2013, transmitting the Annual Report on Safe Routes to School, prepared by the Department of Transportation pursuant to Section 291C-A, HRS.

Gov. Msg. No. 163, dated January 7, 2013, transmitting the Special Maintenance Program Reports for FYs 2010-2014, prepared by the Department of Transportation pursuant to Act 164, SLH 2011, as amended by Act 106, Section 125, SLH 2012.

Gov. Msg. No. 164, dated January 7, 2013, transmitting the Travel Related Expenses Compensated by Non-State Organizations Report, prepared by the Department of Transportation pursuant to Act 164, SLH 2011, as amended by Act 106, Section 124, SLH 2012.

Gov. Msg. No. 165, dated January 7, 2013, transmitting the Airport and Harbor Revenue Bonds Report, prepared by the Department of Transportation pursuant to Act 164, SLH 2011, as amended by Act 106, Sections 66-67, SLH 2012.

Gov. Msg. No. 166, dated January 7, 2013, transmitting the Increased Food Security and Food Self-Sufficiency Strategy, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, in cooperation with the Department of Agriculture, pursuant to Section 226, HRS.

Gov. Msg. No. 167, dated January 7, 2013, transmitting the Annual Report of the Hawaii Employer-Union Health Benefits Trust Fund for Fiscal Year ended June 30, 2012, pursuant to Chapter 87A, HRS.

Gov. Msg. No. 168, dated January 9, 2013, transmitting the 2012 Annual Report of the High Technology Development Corporation, pursuant to Chapter 206M-56, HRS.

Gov. Msg. No. 169, dated January 9, 2013, transmitting a Report of State Expenditures Relating to Energy Conservation Contracts and Power Purchase Agreements, prepared by the Department of Education pursuant to H.C.R. No 178, S.D. 1 (2012).

Gov. Msg. No. 170, dated January 9, 2013, transmitting the Annual Report of the Hawaii Community-Based Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 210D-0014, HRS.

Gov. Msg. No. 171, dated January 18, 2013, transmitting the Report on Agencies that Delegate the Audit Responsibility and Transfer Funds, prepared by the Department of Accounting and General Services pursuant to Act 164, Section 100, SLH 2011.

Gov. Msg. No. 172, dated January 9, 2013, transmitting the Report on Environmental Response Law and Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 173, dated January 10, 2013, transmitting the report, "Progress Made with the School Facilities Special Fund", prepared by the Department of Land and Natural Resources, Public Land Development Corporation, pursuant to Act 309, Section 3, SLH 2012.

Gov. Msg. No. 174, dated January 10, 2013, transmitting the report, "Establishment of a Public-Private Partnership to Develop and Improve the East Hawaii Area of Hawaii County", prepared by the Department of Land and Natural Resources, Public Land Development Corporation, pursuant to H.C.R. No. 163 (2012).

Gov. Msg. No. 175, dated January 10, 2013, transmitting the report, "Plans and Activities of the Public Land Development Corporation Calendar Year 2012", prepared by the Department of Land and Natural Resources pursuant to Section 171C-20, HRS.

Gov. Msg. No. 176, dated January 10, 2013, transmitting the report, "Status Update of the Streamlined Permit Process for the Restoration of Hawaiian Fishponds", prepared by the Department of Land and Natural Resources pursuant to S.R. No. 86, S.D. 1 (2012).

Gov. Msg. No. 177, dated January 10, 2013, transmitting the report, "Film Permits That Have Been Issued for the Use of Jet Skis for Fiscal Year 2012", prepared by the Department of Business, Economic Development and Tourism pursuant to Act 89, SLH 2009.

Gov. Msg. No. 178, dated January 10, 2013, transmitting the following reports prepared by the Department of Business, Economic Development and Tourism: Self-Sufficiency Income Standard, Estimates for Hawaii 2011, pursuant to Section 201-3(b), HRS; and the Hawaii Targeted and Emerging Industries, 2012 Update Report, pursuant to Section 201-19(b), HRS.

Gov. Msg. No. 179, dated January 11, 2013, transmitting a report on the appropriation of $250,000 for the application of a spaceport license from the Federal Aviation Administration, prepared by the Department of Business, Economic Development and Tourism, Office of Aerospace Development, pursuant to Act 101, SLH 2012.

Gov. Msg. No. 180, dated January 18, 2013, transmitting the Annual Report on the Operation of the Internet Portal for the period July 1, 2011 through December 31, 2012, prepared by the Department of Accounting and General Services and Access Hawaii Committee pursuant to Act 172, SLH 2007.

Gov. Msg. No. 181, dated January 11, 2013, transmitting the Fiscal Year 2012 Annual Audit and Report of the Hawaii Health Systems Corporation, pursuant to Section 323-F22(b)(c), HRS.

Gov. Msg. No. 182, dated January 14, 2013, transmitting the Electronic Funds Transfer Report, prepared by the Department of Taxation pursuant to Section 231-9.9, HRS.

Gov. Msg. No. 183, dated January 14, 2013, transmitting the Cash Economy Enforcement Act Report, prepared by the Department of Taxation pursuant to Act 134, SLH 2009.

Gov. Msg. No. 184, dated January 15, 2013, transmitting the 2013 Annual Report of the Hawaii Teacher Standards Board, pursuant to Section 302A-803, HRS.

Gov. Msg. No. 185, dated January 15, 2013, transmitting the 2013 Boiler and Elevator Special Fund Report, prepared by the Department of Labor and Industrial Relations pursuant to Act 103, SLH 2012.

Gov. Msg. No. 186, dated January 15, 2013, transmitting the Annual Evaluation of the Hawaii Unemployment Compensation Fund for 2012, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-126.5, HRS.

Gov. Msg. No. 187, dated January 16, 2013, transmitting the Findings and Recommendations from the Childhood Obesity Prevention Task Force, prepared by the Department of Health pursuant to Act 269, Section 1, SLH 2012.

Gov. Msg. No. 188, dated January 16, 2013, transmitting the Report on the Expenditure of Funds from the Tobacco Master Settlement Agreement, prepared by the Department of Health pursuant to Act 164, Section 15, SLH 2011.

Gov. Msg. No. 189, dated January 16, 2013, transmitting the Report on Goals and Objectives, prepared by the Department of Taxation pursuant to Act 100, SLH 1999.

Gov. Msg. No. 190, dated January 17, 2013, transmitting the Hawaii Community Development Authority CIP-Funded Staff Expenditure Report, pursuant to Act 164, Section 37, SLH 2011.

Gov. Msg. No. 191, dated January 17, 2013, transmitting the Temporary Assistance For Needy Families Report, prepared by the Department of Human Services pursuant to Act 164, Section 127, SLH 2011, and Section 346-51.5, HRS.

Gov. Msg. No. 192, dated January 17, 2013, transmitting the Progress Report of the Hawaii Interagency Council on Homelessness, prepared by the Department of Human Services pursuant to Act 105, Section 9, SLH 2012.

Gov. Msg. No. 193, dated January 17, 2013, transmitting the Report on Evening Conversion of Public Facilities to Homeless Shelters, prepared by the Department of Human Services pursuant to Act 105, Section 4, SLH 2012.

Gov. Msg. No. 194, dated January 17, 2013, transmitting the Annual Report, prepared by the Department of Agriculture pursuant to Act 100, SLH 1999.

Gov. Msg. No. 195, dated January 17, 2013, transmitting the Executive Branch Workforce Profile, prepared by the Department of Human Resources Development pursuant to Act 16, SLH 2012.

Gov. Msg. No. 196, dated January 18, 2013, transmitting the 2012 Annual Report of the Hawaii Housing Finance and Development Corporation, pursuant to Section 201H-21, HRS.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communication (Misc. Com. No. 2) was received by the Clerk and was placed on file:

Misc. Com. No. 2, from the Hawaii Health Connector, dated January 18, 2013, transmitting the Hawaii Health Connector's Legislative Report for the year 2012, pursuant to Section 435H-2(e), HRS.

INTRODUCTIONS

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

Representative Mizuno introduced his former Committee Clerk, Mr. Edgar Fernandez, and his friends Mr. and Mrs. Elpidio and Marilyn Laluan from San Jose, California.

Representative Rhoads rose and asked that he be allowed to submit remarks recognizing his student shadow from Friday, and the Chair "so ordered."

Representative Rhoads submitted the following remarks:

"I wanted to recognize in the Journal that an Egyptian student, Sylvana Henen, shadowed me last Friday, January 25, a recess day for the Legislature. She is here in the United States for the school year in the YES Program and the American Council Organization is sponsoring her.

"Sylvana is 16 years old and is from the city of Mansoura which is located about 125 kilometers north of Cairo. She seemed to enjoy her day here at the Capitol and my staff and I gave her a crash course in committee procedure. Anyone who can spend an academic year that far from home at that young an age is bound to be a leader someday. I wish her the best of luck on her return to Egypt and hope that the knowledge she gained during her stay here in Hawaii will be valuable in addressing the challenges post-Mubarak Egypt faces."

At 12:09 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:17 o'clock p.m.

ORDER OF THE DAY

UNFINISHED BUSINESS

Representative Saiki moved that H.R. No. 11 be adopted, seconded by Representative Johanson.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, H.R. No. 11, entitled: "HOUSE RESOLUTION ADOPTING THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE, INCLUDING THE OPERATING PROCEDURES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT," was laid on the table.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 12, entitled: "HOUSE RESOLUTION ADOPTING THE HOUSE ADMINISTRATIVE AND FINANCIAL MANUAL OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was adopted.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar.

THIRD READING

H.B. No. 26, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Third Reading by a vote of 51 ayes.

At 12:21 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 26, HD 1

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 13) was announced by the Clerk and the following action taken:

H.R. No. 13, entitled: "HOUSE RESOLUTION ADOPTING THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE, INCLUDING THE OPERATING PROCEDURES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 13 was adopted.

By unanimous consent, the following concurrent resolution (H.C.R. No. 29) was referred to Printing and further action was deferred:

H.C.R. No. 29, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM JULY 12, 2013, AS "COLLECTOR CAR APPRECIATION DAY"," was jointly offered by Representatives Awana, Hashem and Mizuno.

ANNOUNCEMENTS

Representative Luke: "Mr. Speaker, Thank you. I wanted to announce the birthdays of a couple of Members. Last week Friday we failed to mention that it was Representative Karl Rhoads' birthday.

"And today he is no longer the youngest Member. Representative Chris Lee, his birthday is today. Happy birthday."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
991	Committee on Health, then to the Committee on Judiciary
992	Committee on Health, then to the Committee on Finance
993	Committee on Health, then to the Committee on Consumer Protection & Commerce
994	Committee on Finance
995	Committee on Health, then to the Committee on Judiciary
996	Committee on Health, then to the Committee on Consumer Protection & Commerce
997	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
998	Committee on Water & Land, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
999	Committee on Consumer Protection & Commerce
1000	Committee on Consumer Protection & Commerce
1001	Committee on Consumer Protection & Commerce
1002	Committee on Consumer Protection & Commerce
1003	Committee on Consumer Protection & Commerce
1004	Committee on Judiciary, then to the Committee on Finance
1005	Committee on Judiciary, then to the Committee on Finance
1006	Committee on Human Services, then to the Committee on Judiciary
1007	Committee on Judiciary, then to the Committee on Finance
1008	Committee on Health, then to the Committee on Finance
1009	Committee on Human Services
1010	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Consumer Protection & Commerce
1011	Committee on Public Safety, then to the Committee on Judiciary
1012	Committee on Public Safety, then to the Committee on Judiciary
1013	Jointly to the Committee on Public Safety and the Committee on Transportation, then to the Committee on Judiciary
1014	Committee on Transportation, then to the Committee on Judiciary
1015	Committee on Public Safety, then to the Committee on Judiciary
1016	Committee on Water & Land, then to the Committee on Finance
1017	Committee on Energy & Environmental Protection, then jointly to the Committee on Water & Land and the Committee on Transportation
1018	Committee on Agriculture, then to the Committee on Finance
1019	Committee on Agriculture, then to the Committee on Finance
1020	Committee on Judiciary, then to the Committee on Finance
1021	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
1022	Committee on Human Services, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce
1023	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary

1024 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1025 Committee on Higher Education, then to the Committee on Finance

1026 Committee on Education, then to the Committee on Finance

1027 Committee on Judiciary, then to the Committee on Finance

1028 Committee on Labor & Public Employment, then to the Committee on Finance

1029 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

1030 Committee on Education, then to the Committee on Finance

1031 Committee on Finance

1032 Committee on Energy & Environmental Protection, then to the Committee on Finance

1033 Committee on Transportation, then to the Committee on Judiciary

1034 Committee on Transportation, then to the Committee on Judiciary

1035 Committee on Human Services, then to the Committee on Finance

1036 Committee on Judiciary, then to the Committee on Finance

1037 Committee on Judiciary, then to the Committee on Finance

1038 Committee on Judiciary, then to the Committee on Finance

1039 Committee on Human Services, then to the Committee on Finance

1040 Committee on Labor & Public Employment, then to the Committee on Finance

1041 Committee on Judiciary

1042 Jointly to the Committee on Health and the Committee on Public Safety, then to the Committee on Judiciary

1043 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

1044 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

1045 Committee on Higher Education, then to the Committee on Finance

1046 Committee on Higher Education, then to the Committee on Finance

1047 Committee on Finance

1048 Committee on Health, then to the Committee on Consumer Protection & Commerce

1049 Committee on Education, then to the Committee on Finance

1050 Committee on Education, then to the Committee on Judiciary

1051 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

1052 Committee on Water & Land, then to the Committee on Finance

1053 Committee on Finance

1054 Committee on Public Safety, then to the Committee on Judiciary

1055 Committee on Public Safety, then to the Committee on Judiciary

1056 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1057 Committee on Labor & Public Employment, then to the Committee on Judiciary

1058 Committee on Energy & Environmental Protection, then to the Committee on Finance

1059 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

1060 Committee on Judiciary

1061 Committee on Water & Land, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1062 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Consumer Protection & Commerce

1063 Committee on Judiciary, then to the Committee on Finance

1064 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1065 Committee on Judiciary, then to the Committee on Finance

1066 Committee on Judiciary

1067 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

1068 Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

1069 Committee on Higher Education, then to the Committee on Finance

1070 Committee on Higher Education, then to the Committee on Finance

1071 Committee on Higher Education

1072 Committee on Higher Education, then to the Committee on Judiciary

1073 Committee on Higher Education, then to the Committee on Judiciary

1074 Committee on Water & Land, then to the Committee on Finance

1075 Committee on Labor & Public Employment, then to the Committee on Finance

1076 Committee on Transportation, then to the Committee on Judiciary

1077 Committee on Higher Education, then to the Committee on Finance

1078 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

1079 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1080 Committee on Transportation, then to the Committee on Finance

1081 Committee on Education

1082 Committee on Education

1083 Committee on Finance

1084 Committee on Health, then to the Committee on Education, then to the Committee on Finance

1085 Committee on Judiciary, then to the Committee on Finance

1086 Committee on Ocean, Marine Resources, & Hawaiian Affairs

1087 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

1088 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

1089 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1090 Committee on Ocean, Marine Resources, & Hawaiian Affairs

1091 Committee on Ocean, Marine Resources, & Hawaiian Affairs

1092 Committee on Ocean, Marine Resources, & Hawaiian Affairs

1093 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

1094 Committee on Economic Development & Business

1095 Committee on Economic Development & Business

1096 Committee on Judiciary

1097 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1098 Committee on Health, then to the Committee on Consumer Protection & Commerce

1099 Committee on Health, then to the Committee on Education

1100 Committee on Transportation, then to the Committee on Judiciary

1101 Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1102 Jointly to the Committee on Transportation and the Committee on Labor & Public Employment, then to the Committee on Finance

1103 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

1104 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary

1105 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1106 Committee on Water & Land, then to the Committee on Judiciary

1107 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1108 Committee on Finance

1109 Committee on Judiciary, then to the Committee on Finance

1110 Jointly to the Committee on Labor & Public Employment and the Committee on Public Safety, then to the Committee on Finance

1111 Committee on Finance

1112 Committee on Transportation, then to the Committee on Finance

1113 Committee on Human Services, then to the Committee on Finance

1114 Committee on Public Safety, then to the Committee on Judiciary

1115 Committee on Finance

1116 Committee on Housing, then to the Committee on Judiciary

1117 Committee on Housing, then to the Committee on Water & Land, then to the Committee on Finance

1118 Committee on Housing, then to the Committee on Water & Land, then to the Committee on Judiciary

1119 Committee on Housing, then to the Committee on Finance

1120 Committee on Water & Land, then to the Committee on Finance

1121 Committee on Judiciary

1122 Committee on Legislative Management, then to the Committee on Finance

1123 Committee on Economic Development & Business, then to the Committee on Finance

1124 Jointly to the Committee on Energy & Environmental Protection and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1125 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1126 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

1127 Committee on Education, then to the Committee on Finance

1128 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance

1129 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

1130 Committee on Health

1131 Committee on Education, then to the Committee on Health

1132 Committee on Legislative Management, then to the Committee on Judiciary

1133 Jointly to the Committee on Water & Land and the Committee on Finance

1134 Committee on Water & Land, then to the Committee on Finance

1135 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Economic Development & Business, then to the Committee on Finance

1136 Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1137 Committee on Human Services, then to the Committee on Judiciary

1138 Committee on Judiciary

1139 Committee on Judiciary

1140 Committee on Judiciary

1141 Committee on Energy & Environmental Protection

1142 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1143 Committee on Energy & Environmental Protection, then to the Committee on Agriculture, then to the Committee on Finance

1144 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

1145 Committee on Agriculture, then to the Committee on Transportation, then to the Committee on Finance

1146 Committee on Higher Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance

1147 Committee on Judiciary, then to the Committee on Finance

1148 Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1149 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1150 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1151 Committee on Legislative Management

1152 Committee on Legislative Management

1153 Committee on Legislative Management

1154 Committee on Consumer Protection & Commerce

1155 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1156 Committee on Finance

1157 Committee on Finance

1158 Committee on Housing, then to the Committee on Judiciary

1159 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

1160 Committee on Labor & Public Employment, then to the Committee on Finance

1161 Committee on Labor & Public Employment, then to the Committee on Finance

1162 Committee on Labor & Public Employment, then to the Committee on Finance

1163 Committee on Labor & Public Employment, then to the Committee on Finance

1164 Committee on Labor & Public Employment, then to the Committee on Finance

1165 Committee on Labor & Public Employment, then to the Committee on Finance

1166 Committee on Labor & Public Employment, then to the Committee on Finance

1167 Committee on Labor & Public Employment, then to the Committee on Finance

1168 Committee on Labor & Public Employment, then to the Committee on Finance

1169 Committee on Labor & Public Employment, then to the Committee on Finance

1170 Committee on Labor & Public Employment, then to the Committee on Finance

1171 Committee on Labor & Public Employment, then to the Committee on Finance

1172 Jointly to the Committee on Labor & Public Employment and the Committee on Public Safety, then to the Committee on Finance

1173 Committee on Labor & Public Employment, then to the Committee on Finance

1174 Committee on Labor & Public Employment, then to the Committee on Finance

1175 Committee on Labor & Public Employment, then to the Committee on Finance

1176 Committee on Labor & Public Employment, then to the Committee on Finance

1177 Committee on Labor & Public Employment, then to the Committee on Finance

1178 Jointly to the Committee on Labor & Public Employment and the Committee on Public Safety, then to the Committee on Finance

1179 Committee on Labor & Public Employment, then to the Committee on Finance

1180 Committee on Judiciary

1181 Committee on Transportation, then to the Committee on Judiciary

1182 Committee on Labor & Public Employment, then to the Committee on Finance

1183 Committee on Labor & Public Employment, then to the Committee on Finance

1184 Committee on Agriculture, then to the Committee on Finance

1185 Committee on Agriculture

1186 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

1187 Committee on Human Services, then to the Committee on Judiciary

1188 Committee on Human Services, then to the Committee on Finance

1189 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

1190 Committee on Tourism, then to the Committee on Water & Land, then to the Committee on Finance

1191 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1192 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1193 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

1194 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1195 Committee on Judiciary, then to the Committee on Finance

1196 Committee on Judiciary

1197 Committee on Public Safety, then to the Committee on Judiciary

1198 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1199 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1200 Committee on Higher Education, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1201 Committee on Human Services, then to the Committee on Finance

1202 Committee on Judiciary

1203 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

1204 Committee on Finance

1205 Committee on Judiciary

1206 Committee on Human Services, then to the Committee on Judiciary

1207 Committee on Human Services

1208 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1209 Committee on Legislative Management, then to the Committee on Finance

1210 Committee on Transportation, then to the Committee on Judiciary

1211 Committee on Labor & Public Employment, then to the Committee on Finance

1212 Committee on Agriculture, then to the Committee on Finance

1213 Committee on Judiciary

1214 Committee on Labor & Public Employment, then to the Committee on Finance

1215 Committee on Labor & Public Employment, then to the Committee on Finance

1216 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1217 Committee on Legislative Management

1218 Committee on Judiciary, then to the Committee on Finance

1219 Committee on Health, then to the Committee on Consumer Protection & Commerce

1220 Committee on Health, then to the Committee on Consumer Protection & Commerce

1221 Committee on Health

1222 Committee on Health

1223 Committee on Health

1224 Committee on Health

1225 Committee on Health

1226 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

1227 Committee on Water & Land, then to the Committee on Finance

1228 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1229 Committee on Water & Land, then to the Committee on Finance

1230 Committee on Water & Land, then to the Committee on Finance

1231 Committee on Transportation, then to the Committee on Finance

1232 Committee on Judiciary

1233 Committee on Judiciary, then to the Committee on Finance

1234 Committee on Health, then to the Committee on Finance

1235 Committee on Energy & Environmental Protection, then jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce

1236 Committee on Finance

1237 Committee on Judiciary

1238 Committee on Judiciary

1239 Committee on Finance

1240 Committee on Health, then to the Committee on Consumer Protection & Commerce

1241 Committee on Judiciary, then to the Committee on Finance

1242 Committee on Finance

1243 Jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Finance

1244 Committee on Human Services, then to the Committee on Judiciary

1245 Committee on Judiciary, then to the Committee on Finance

1246 Committee on Judiciary, then to the Committee on Finance

1247 Committee on Labor & Public Employment, then to the Committee on Finance

1248 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

1249 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1250 Committee on Labor & Public Employment, then to the Committee on Finance

1251 Committee on Labor & Public Employment, then to the Committee on Finance

1252 Committee on Labor & Public Employment, then to the Committee on Finance

1253 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1254 Committee on Finance

1255 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1256 Committee on Consumer Protection & Commerce

1257 Committee on Finance

1258 Committee on Human Services

1259 Committee on Finance

1260 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1261 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

1262 Committee on Water & Land, then to the Committee on Finance

1263 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

1264 Committee on Agriculture, then to the Committee on Finance

1265 Committee on Energy & Environmental Protection, then jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

1266 Jointly to the Committee on Agriculture and the Committee on Tourism, then to the Committee on Consumer Protection & Commerce

1267 Jointly to the Committee on Water & Land and the Committee on Finance

1268 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1269 Committee on Agriculture, then to the Committee on Finance

1270 Committee on Health, then to the Committee on Judiciary

1271 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

1272 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Judiciary

1273 Committee on Finance

1274 Committee on Health, then to the Committee on Judiciary

1275 Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance

1276 Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance

1277 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

1278 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1279 Committee on Public Safety, then to the Committee on Finance

1280 Committee on Public Safety, then to the Committee on Judiciary

1281 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

1282 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

1283 Committee on Finance

1284 Committee on Health, then to the Committee on Consumer Protection & Commerce

1285 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

1286 Committee on Transportation, then to the Committee on Finance

1287 Committee on Judiciary

1288 Committee on Judiciary

1289 Committee on Finance

1290 Committee on Finance

1291 Committee on Judiciary

1292 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1293 Committee on Health, then to the Committee on Human Services

1294 Committee on Labor & Public Employment, then to the Committee on Finance

1295 Committee on Education, then to the Committee on Finance

1296 Committee on Finance

1297 Committee on Economic Development & Business

1298 Jointly to the Committee on Labor & Public Employment and the Committee on Human Services, then to the Committee on Finance

1299 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1300 Committee on Judiciary

1301 Committee on Finance

1302 Committee on Finance

1303 Committee on Finance

1304 Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

1305 Jointly to the Committee on Health and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1306 Committee on Human Services, then to the Committee on Education, then to the Committee on Finance

1307 Committee on Energy & Environmental Protection, then to the Committee on Education, then to the Committee on Finance

1308 Jointly to the Committee on Public Safety and the Committee on Transportation, then to the Committee on Judiciary

1309 Committee on Finance

1310 Committee on Judiciary, then to the Committee on Finance

1311 Committee on Judiciary, then to the Committee on Finance

1312 Committee on Judiciary, then to the Committee on Finance

1313 Committee on Legislative Management, then to the Committee on Judiciary

1314 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

1315 Committee on Human Services, then to the Committee on Finance

1316 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1317 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Education, then to the Committee on Finance

1318 Committee on Finance

1319 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1320 Committee on Judiciary, then to the Committee on Finance

1321 Committee on Health, then to the Committee on Consumer Protection & Commerce

1322 Committee on Education, then to the Committee on Judiciary

1323 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1324 Committee on Transportation, then to the Committee on Judiciary

1325 Committee on Transportation

1326 Committee on Agriculture, then to the Committee on Finance

1327 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1328 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1329 Jointly to the Committee on Education and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1330 Committee on Water & Land, then to the Committee on Finance

1331 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1332 Committee on Agriculture, then to the Committee on Judiciary

1333 Committee on Agriculture, then to the Committee on Tourism

1334 Committee on Judiciary, then to the Committee on Finance

1335 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1336 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1337 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1338 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1339 Committee on Tourism, then to the Committee on Finance

1340 Committee on Tourism, then to the Committee on Finance

1341 Committee on Judiciary

1342 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1343 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1344 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

1345 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

1346 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

1347 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

1348 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

1349 Committee on Judiciary

1350 Committee on Health, then to the Committee on Judiciary

1351 Jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Finance

1352 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1353 Jointly to the Committee on Agriculture and the Committee on Tourism, then to the Committee on Finance

1354 Committee on Higher Education, then to the Committee on Finance

1355 Committee on Higher Education, then to the Committee on Finance

1356 Jointly to the Committee on Transportation and the Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1357 Jointly to the Committee on Transportation and the Committee on Housing, then to the Committee on Water & Land, then to the Committee on Finance

1358 Committee on Judiciary

1359 Committee on Tourism, then to the Committee on Finance

1360 Committee on Finance

1361 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary

1362 Jointly to the Committee on Water & Land and the Committee on Transportation, then to the Committee on Finance

1363 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1364 Committee on Finance

1365 Committee on Agriculture, then to the Committee on Finance

1366 Committee on Health, then to the Committee on Consumer Protection & Commerce

1367 Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance

1368 Committee on Economic Development & Business, then to the Committee on Education, then to the Committee on Finance

1369 Committee on Public Safety, then to the Committee on Judiciary

1370 Committee on Public Safety, then to the Committee on Judiciary

1371 Committee on Public Safety, then to the Committee on Judiciary

1372 Committee on Higher Education, then to the Committee on Finance

1373 Committee on Finance

1374 Committee on Economic Development & Business, then to the Committee on Finance

1375 Committee on Human Services, then to the Committee on Finance

1376 Committee on Education, then to the Committee on Finance

1377 Committee on Judiciary, then to the Committee on Finance

1378 Committee on Finance

1379 Committee on Finance

1380 Committee on Higher Education, then to the Committee on Finance

1381 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1382 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1383 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

1384 Committee on Agriculture, then to the Committee on Finance

1385 Committee on Economic Development & Business, then to the Committee on Finance

1386 Committee on Health, then to the Committee on Education, then to the Committee on Finance

1387 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land

1388 Committee on Agriculture, then to the Committee on Finance

1389 Committee on Legislative Management, then to the Committee on Finance

1390 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

1391 Committee on Finance

1392 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

1393 Committee on Judiciary

1394 Committee on Water & Land, then to the Committee on Finance

1395 Committee on Finance

1396 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

1397 Committee on Finance

1398 Committee on Finance

1399 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1400 Committee on Energy & Environmental Protection, then to the Committee on Transportation, then to the Committee on Consumer Protection & Commerce

1401 Committee on Economic Development & Business, then to the Committee on Finance

1402 Committee on Human Services, then to the Committee on Finance

1403 Committee on Energy & Environmental Protection

1404 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Consumer Protection & Commerce

1405 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1406 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1407 Committee on Housing, then to the Committee on Consumer Protection & Commerce

1408 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Finance

1409 Jointly to the Committee on Energy & Environmental Protection and the Committee on Agriculture, then to the Committee on Finance

1410 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Finance

1411 Committee on Finance

1412 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

1413 Committee on Legislative Management, then to the Committee on Judiciary

1414 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1415 Committee on Judiciary

1416 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1417 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1418 Committee on Finance

1419 Jointly to the Committee on Higher Education and the Committee on Economic Development & Business, then to the Committee on Finance

1420 Committee on Judiciary

1421 Committee on Agriculture, then to the Committee on Finance

1422 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land, then to the Committee on Finance

1423 Committee on Transportation, then jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

1424 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

1425 Committee on Judiciary, then to the Committee on Finance

1426 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Transportation, then to the Committee on Finance

1427 Committee on Judiciary

1428 Committee on Transportation, then to the Committee on Finance

1429 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

1430 Committee on Human Services, then to the Committee on Finance

1431 Committee on Judiciary

1432 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1433 Committee on Judiciary

1434 Committee on Health, then to the Committee on Higher Education, then to the Committee on Judiciary

1435 Committee on Health, then to the Committee on Finance

1436 Committee on Human Services, then to the Committee on Finance

1437 Committee on Finance

1438 Jointly to the Committee on Public Safety and the Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

1439 Committee on Health, then to the Committee on Judiciary

1440 Committee on Transportation, then to the Committee on Health

1441 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1442 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1443 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1444 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1445 Committee on Judiciary, then to the Committee on Finance

1446 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Higher Education, then to the Committee on Finance

1447 Committee on Judiciary, then to the Committee on Finance

1448 Committee on Agriculture, then to the Committee on Finance

1449 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1450 Committee on Finance

1451 Committee on Agriculture, then to the Committee on Finance

1452 Committee on Human Services, then to the Committee on Finance

1453 Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance

1454 Committee on Judiciary

1455 Committee on Agriculture, then to the Committee on Finance

1456 Committee on Judiciary

1457 Committee on Finance

1458 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1459 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1460 Committee on Legislative Management, then to the Committee on Judiciary

1461 Committee on Transportation, then to the Committee on Judiciary

1462 Committee on Labor & Public Employment, then to the Committee on Finance

1463 Committee on Economic Development & Business, then to the Committee on Finance

1464 Committee on Health, then to the Committee on Consumer Protection & Commerce

1465 Committee on Finance

1466 Committee on Education, then to the Committee on Finance

1467 Committee on Economic Development & Business, then to the Committee on Finance

1468 Committee on Finance

1469 Committee on Health, then to the Committee on Consumer Protection & Commerce

1470 Committee on Water & Land, then to the Committee on Judiciary

1471 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary

1472 Committee on Education, then to the Committee on Finance

1473 Committee on Water & Land

1474 Committee on Water & Land

1475 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1476 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

1477 Committee on Public Safety, then to the Committee on Education, then to the Committee on Judiciary

1478 Committee on Finance

1479 Committee on Education, then to the Committee on Judiciary

1480 Committee on Judiciary, then to the Committee on Finance

1481 Committee on Judiciary, then to the Committee on Finance

1482 Committee on Health, then to the Committee on Consumer Protection & Commerce

1483 Jointly to the Committee on Health and the Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1484 Jointly to the Committee on Health and the Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
6	Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

314 Committee on Consumer Protection & Commerce, then to the Committee on Finance

420 Committee on Judiciary, then to the Committee on Finance

427 Committee on Judiciary, then to the Committee on Finance

486 Committee on Agriculture, then jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

528 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Education, then to the Committee on Finance

620 Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance

698 Committee on Economic Development & Business, then to the Committee on Finance

726 Committee on Economic Development & Business, then to the Committee on Finance

735 Jointly to the Committee on Agriculture and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

ADJOURNMENT

At 12:22 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, January 29, 2013.

SEVENTH DAY

Tuesday, January 29, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Rida T.R. Cabanilla, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 197 through 201) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 197, dated October 23, 2012, transmitting the Statistics of Hawaii Agriculture 2010, prepared by the Department of Agriculture.

Gov. Msg. No. 198, dated January 17, 2013, transmitting the Report on the Interim Assistance Reimbursement Program, prepared by the Department of Human Services pursuant to Act 106, Section 128.1, SLH 2012.

Gov. Msg. No. 199, dated January 22, 2013, transmitting the Study on Asset Limits to Qualify for Public Assistance, prepared by the Department of Human Services pursuant to H.R. No. 124 (2012).

Gov. Msg. No. 200, dated January 22, 2013, transmitting the report, "Recommendations to Leverage County, State, Federal, and Private Funding for an Educational Resource Center at the Honouliuli Site and Status on Designating Honouliuli Internment-Prisoner Of War Camp Site as Part of the United States National Park Service", prepared by the Department of Land and Natural Resources pursuant to Act 235, SLH 2012.

Gov. Msg. No. 201, dated January 23, 2013, transmitting the Five-Year Financial Plan of the Department of Health, pursuant to Act 106, SLH 2012.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 63 through 67) were received by the Clerk and were placed on file:

Dept. Com. No. 63, from the University of Hawai'i, dated January 3, 2013, transmitting the Annual Report on The Construction Academy Curriculum, pursuant to Section 304A-1144, HRS.

Dept. Com. No. 64, from the University of Hawai'i, dated January 3, 2013, transmitting the Annual Report on Research and Training Revolving Fund 2011-2012, pursuant to Section 304A-2253, HRS.

Dept. Com. No. 65, from the University of Hawai'i, dated January 4, 2013, transmitting the 2012 Annual Report of the Research Corporation of the University of Hawaii, pursuant to Section 304A-3007, HRS.

Dept. Com. No. 66, from the State Procurement Office, dated January 16, 2013, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of December 2012 through January 15, 2013, pursuant to Act 222, SLH 2012.

Dept. Com. No. 67, from the Office of Elections, dated January 18, 2013, transmitting a Report Relating to Office of Election Budget Provisions for the period October 1, 2012 through December 31, 2012, pursuant to Act 164, Section 31, SLH 2011.

INTRODUCTIONS

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

Representative Yamane, on behalf of Representative Cullen and himself, introduced Waikele resident, Ms. Stacey Hayashi.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 2) recommending that H.B. No. 215 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 215, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 14 and 15) and concurrent resolutions (H.C.R. Nos. 30 and 31) were referred to Printing and further action was deferred:

H.R. No. 14, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was offered by Representative Nishimoto.

H.R. No. 15, entitled: "HOUSE RESOLUTION REQUESTING AN AUDIT OF THE UNIVERSITY OF HAWAII'S MANAGEMENT OF FACULTY WORKLOAD," was jointly offered by Representatives Choy and Ichiyama.

H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was offered by Representative Nishimoto.

H.C.R. No. 31, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE UNIVERSITY OF HAWAII'S MANAGEMENT OF FACULTY WORKLOAD," was jointly offered by Representatives Choy and Ichiyama.

ANNOUNCEMENTS

Representative Belatti: "Thank you, Mr. Speaker. I wanted to just call to the attention of my colleagues the handout at your desk which is a handout of all the sites statewide where your constituents can get free tax help. Particularly those who are working class families really benefit from this program.

"I want to thank in particular my colleagues who assisted with a free tax clinic that we've been doing here for the past four years at the State Capitol. It happened this past Saturday and I really want to thank Speaker Calvin Say, Representative Nishimoto, Representative Karl Rhoads, Representative Sylvia Luke, Representative Tom Brower, Representative Scott Saiki, and Representative Takashi Ohno who helped assist with this valuable service.

"If any Members are interested in having information about these tax clinics that they would like to pass on to their constituents, my office is available for assistance. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
71	Committee on Higher Education, then to the Committee on Finance
450	Jointly to the Committee on Economic Development & Business and the Committee on Energy & Environmental Protection, then to the Committee on Finance
633	Committee on Energy & Environmental Protection, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation
687	Committee on Transportation, then to the Committee on Finance
749	Jointly to the Committee on Labor & Public Employment, then to the Committee on Agriculture, then to the Committee on Finance
812	Committee on Consumer Protection & Commerce, then to the Committee on Finance
839	Committee on Consumer Protection & Commerce, then to the Committee on Finance
864	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 12:14 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, January 30, 2013.

EIGHTH DAY

Wednesday, January 30, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:04 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Romy M. Cachola, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 202) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 202, dated January 2, 2013, transmitting the Annual Report on the Receipt and Expenditures from the Trauma System Special Fund, prepared by the Department of Health pursuant to Section 321-22.5(g), HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 3) was received and announced by the Clerk:

Sen. Com. No. 3, transmitting S.C.R. No. 25, entitled: "SENATE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," which was adopted by the Senate on January 29, 2013.

Representative Saiki moved that S.C.R. No. 25 be adopted, seconded by Representative Johanson.

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

"Thank you, Mr. Speaker. I speak in strong support of this measure.

"Thank you. In 2005, this Legislature passed Act 21, establishing the Hawaii Medal of Honor. I recall thinking how we as a state and the Hawaii State Legislature needed to support the families of our fallen heroes. This Hawaii Medal of Honor was our way of expressing our deepest appreciation to these brave service men and women. We offer this honor as a small token that can never in itself repay the honor that has been given to us. An honor borne of courage, driven by duty, and paid for in loss. The Hawaii Medal of Honor is reserved for those who have touched our islands, and have felt the touch of our people.

"These medals symbolize our *aloha*, our farewell to those we have lost. But also our love for those who have lived among us, touched us, and sacrificed for us.

"A grateful state best honors and remembers the sacrifices of those who have served our nation by living our lives in deepest appreciation of our freedom. This is what they defended and that is what they fought and died for.

"It has been over ten years, Mr. Speaker, since the War on Terrorism began, and between March 29, 2003 and last year, Hawaii, our state, has lost 327 service members. Just last year we lost 19 service members.

"I wanted to spend some time talking about some of them who we will be recognizing shortly and here are some of their stories:

"Second Lieutenant Clovis Ray from San Antonio, Texas, was 35 and stationed at Schofield Barracks. Leaving a lucrative career as an investment banker, he joined the Army at age 32 simply because he wanted to serve his country. Leading his men in the very dangerous region of Kunar Province of Afghanistan, his unit was attacked by insurgents. He died on March 15, 2012.

"At age 37, Chief Warrant Officer Brian Hornsby was a highly decorated Army pilot who served medevac missions in Honduras, air assault missions in Iraq, and special operations support missions in Afghanistan. He was the pilot of the Black Hawk helicopter that crashed in Kandahar after being attacked. He died on August 16, 2012.

"Many of us are aware of the helicopter crash that happened last January in Afghanistan's southern province of Helmand. Six Marines killed in that crash were based in Hawaii at Kaneohe. One of the Marines was Master Sergeant Travis Riddick from Centerville, Iowa. He was 40 years old and served three tours of duty in Iraq and two in Afghanistan. This was supposed to be his last tour because he had just a year left on his enlistment. It is still, to this day, considered one of the deadliest crashes in Afghanistan.

"One issue that we still have unresolved is whether or not to honor those whose deaths are a result of self-inflicted action or suicide. Since the inception of this medal, eighteen service members died while in country because of self-inflicted wounds or unspecified reasons. Over the past year, there have been at least two deaths some would feel were unnecessary. And all were in support of the war.

"By this concurrent resolution, Mr. Speaker, this year's Hawaii Medal of Honor will be awarded to family representatives of these fine men and women at a ceremony held during a joint session of the Legislature on Wednesday, March 27, 2013, at 2:00 p.m. in the Senate Chambers.

"Families will be invited from far-off towns like San Juan, Puerto Rico; North Beach, Maryland; and Melbourne, Florida, to as close as San Diego, California and right here as well in Honolulu, Hawaii.

"Words are not enough to express the loss of these young men and women who have died serving our country. And for this reason, we honor the family, friends and colleagues of the fallen who have sacrificed, who have themselves paid a price, and who helped make this year's honorees the brave, strong individuals that we called on and counted on to serve this great nation.

"I urge passage of this resolution. Thank you, Mr. Speaker."

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

"Mr. Speaker, I rise in support. Mr. Speaker, as a Vietnam veteran I would be honored to have the words of my colleague, veteran and major entered as my own. Thank you," and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, I rise in strong support. I would just like to acknowledge the work of the speaker from Aiea. He has been a giant in this regard in the last 10 years. I've had the opportunity to observe him from the outside in a different capacity. He has been a clear clarion voice in support of our veterans and those who've given the ultimate sacrifice. To you I certainly say thank you, and I would like the Representative from Aiea's words entered in the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

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

"I would like to rise, Mr. Speaker, in strong support. Having returned a few years ago, there are two soldiers in particular that I would like to talk about, that I had personal experiences with.

"One was Sergeant Malie Toa Steffany, who had received multiple shrapnel wounds throughout his body after being hit by an IED. Now this soldier attended to the wounds of others before he attended to his own, while bleeding out through the entire process. And because the Army was new with the issues that were going on with the military, what he was going through was not addressed. And he had an incident upon returning home, suffering from PTSD, got divorced from his wife, lost custody of his child, went through the Uniform Code of Military Justice for assaulting one of his superior non-commissioned officers and had a lot that was taken away from him.

"It was a great opportunity to see that the Army was starting to address a number of the issues that were going on to have these things restored to him. And through all that, through losing his child, through losing members of his family, he was still able to continue on believing in the values that we believe in, in the United States Military.

"Second to that is Sergeant Tagaloa, who was suffering from advanced cancer, was out there with the rest of his unit in the Middle East, and worked until he literally dropped to the ground from exhaustion, because he didn't want to quit on his team.

"These are just two experiences that I've had personally with our men and women in uniform, and the service that they give to our country. It's a great honor to rise in strong support for this resolution, Mr. Speaker."

The motion was put to vote by the Chair and carried, and S.C.R. No. 25 was adopted, with Representative Cabanilla being excused.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 68 and 69) were received by the Clerk and were placed on file:

Dept. Com. No. 68, from the Legislative Reference Bureau, dated January 24, 2013, transmitting the Interim Report of the Medicaid Buy-In Task Force, pursuant to Act 200, SLH 2012.

Dept. Com. No. 69, from the University of Hawai'i, dated January 24, 2013, transmitting the Report Urging the Creation of an Exploratory Committee to Consider the Establishment of an International Aviation Training Center at the Hilo International Airport and an Advanced Aviation Degree Training Program at the University of Hawai'i at Hilo, pursuant to H.C.R. No. 107 (2012) and S.C.R. No. 156, S.D. 1 (2012).

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 3) recommending that H.B. No. 941 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 941, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 4) recommending that H.B. No. 111, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 111, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, Standing Committee Report Number 4, House Bill 111, House Draft 1, I rise against this measure. I haven't had the opportunity to hear it. I will when it goes to CPC, but two things right off the bat that, one, to me it violates kind of the principle of home rule that the counties decide what's best for them.

"Number two, I don't know where you would put these utopian-like sustainable communities on Oahu, when land prices are at a minimum $250,000 an acre.

"So, those are my two concerns and I want to flag it for CPC. 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. 111, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE ALTERNATIVE BUILDING CODE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 5) recommending that H.B. No. 17 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 17, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS," passed Second Reading and was referred to the Committee on Judiciary.

At 12:21 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:22 o'clock p.m.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 6) recommending that H.B. No. 423 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Second Reading and was placed on the calendar for Third Reading, with Representative Ing being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 16) was referred to Printing and further action was deferred:

H.R. No. 16, entitled: "HOUSE RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

LATE INTRODUCTIONS

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

Representative Fale introduced his older brother, Mr. Daniel Kimball Fale, former Deputy Secretary for the Ministry of Finance, in the Kingdom of Tonga.

Representative Evans introduced Mr. Wayne Higaki, Vice President, Clinical Support Services of North Hawaii Community Hospital, and member of the Hawaii Island Healthcare Alliance.

ANNOUNCEMENTS

Representative Cheape: "Mr. Speaker, I'm truly honored that the first time I ever get to speak on the Floor, that I get to announce that it is Representative Aaron Johanson's birthday today. He has now moved into the senior age bracket of our caucus. So I just wanted to wish him a very happy birthday."

Representative Tokioka: "Thank you, Mr. Speaker. It is with great sadness that I make this announcement, and at the appropriate time, Mr. Speaker, I would like to ask for this Body to stand for a moment of silence. On Sunday, former Representative Ezra Kanoho's wife, Aunty Pauline, passed away. So at the appropriate time, I would like to ask the Body for their indulgence. Thank you, Mr. Speaker."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Mrs. Pauline Kanoho.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
15	Committee on Judiciary
155	Committee on Transportation, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance
733	Committee on Agriculture, then to the Committee on Finance
797	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
865	Jointly to the Committee on Water & Land and the Committee on Education and the Committee on Finance
1017	Committee on Energy & Environmental Protection, then jointly to the Committee on Water & Land and the Committee on Transportation, then to the Committee on Finance
1064	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1216	Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
1219	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1240	Jointly to the Committee on Labor & Public Employment and the Committee on Health, then to the Committee on Consumer Protection & Commerce
1335	Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
1391	Committee on Transportation, then to the Committee on Finance
1408	Committee on Energy & Environmental Protection, then to the Committee on Finance

ADJOURNMENT

At 12:27 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 31, 2013.

NINTH DAY

Thursday, January 31, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Waxer Tipton of One Love Ministries in Kaimuki, after which the Roll was called showing all Members present.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journal of the First Day was approved. (Representatives Lee and Thielen were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 210 through 216) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 210, dated January 25, 2013, requesting immediate passage of H.B. No. 800, Making an Emergency Appropriation to the Department of Business, Economic Development, and Tourism from the Energy Security Special Fund. This measure appropriates $145,000 to staff and support the Hawai'i Refinery Task Force.

Gov. Msg. No. 211, dated January 25, 2013, requesting immediate passage of H.B. No. 832, Making Emergency Appropriations for Collective Bargaining Cost Items. This measure provides fund authorizations and appropriations for collective bargaining cost items in the arbitrated settlement for collective bargaining unit 9 and its excluded counterparts for fiscal biennium 2011-2013.

Gov. Msg. No. 212, dated January 25, 2013, requesting immediate passage of H.B. No. 833, Making Emergency Appropriations for Collective Bargaining Cost Items. This measure provides fund authorizations and appropriations for collective bargaining cost items in the arbitrated settlement for collective bargaining unit 10 and its excluded counterparts for fiscal biennium 2011-2013.

Gov. Msg. No. 213, dated January 25, 2013, requesting immediate passage of H.B. No. 834, Making Emergency Appropriations for Collective Bargaining Cost Items. This measure provides fund authorizations and appropriations for collective bargaining cost items in the arbitrated settlement for collective bargaining unit 11 and its excluded counterparts for fiscal biennium 2011-2013.

Gov. Msg. No. 214, dated January 25, 2013, requesting immediate passage of H.B. No. 871, Making an Emergency Appropriation to the Department of Human Services from the Hospital Sustainability Program Special Fund. This measure appropriates $43,000,000 from the Hospital Sustainability Program Special Fund.

Gov. Msg. No. 215, dated January 25, 2013, requesting the immediate passage of H.B. No. 872, Making an Emergency Appropriation to the Department of Human Services from the Nursing Facility Sustainability Program Special Fund. This measure appropriates $12,000,000 from the Nursing Facility Sustainability Program Special Fund.

Gov. Msg. No. 216, dated January 25, 2013, requesting the immediate passage of H.B. No 943, Making Emergency Appropriations for the Operations of the Office of the Lieutenant Governor. This measure appropriates funds for costs associated with the operations of the Office of the Lieutenant Governor.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 70 through 72) were received by the Clerk and were placed on file:

Dept. Com. No. 70, from the Department of Education, dated January 16, 2013, transmitting its Operating Budget Request, Fiscal Biennium 2013-2015.

Dept. Com. No. 71, from the Hawaii Health Systems Corporation, dated January 22, 2013, transmitting the Annual Audit and Report for FY2012, pursuant to Section 323F-22, HRS.

Dept. Com. No. 72, from the University of Hawai'i, dated January 29, 2013, transmitting the Annual Report on General Fund Transfers FYE2012, pursuant to Section 37-74(d), HRS.

INTRODUCTIONS

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

Representative Kawakami, on behalf of the Kauai delegation, introduced from the Waipa Foundation: Ms. Stacy Sproat-Beck, Executive Director, and Ms. Johanna Ventura, Operations Manager.

Representative Takumi introduced Ms. Karen Korematsu, daughter of national civil rights hero, Mr. Fred Korematsu, and co-founder of the Fred T. Korematsu Institute for Civil Rights and Education.

Representative Evans introduced a former member of her staff, Mr. Brendan Rasheed.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 7) recommending that H.B. No. 87 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 87, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 8) recommending that H.B. No. 402, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 402, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 402, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 9) recommending that H.B. No. 521 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 521, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 10) recommending that H.B. No. 536 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 536, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 11) recommending that H.B. No. 514, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 514, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 12) recommending that H.B. No. 532, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 532, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 13) recommending that H.B. No. 276, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 276, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SENIOR RESIDENCE AT PIIKOI, OAHU," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 14) recommending that H.B. No. 414, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 414, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAIPIO VALLEY," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 15) recommending that H.B. No. 561 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 561 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I'd like to register a no vote for Standing Committee Report Number 15. I read the handout from DLNR. I wasn't here the last two years obviously, but I think it's certainly a well intended measure and we all want to protect the environment. But I think the amount that is extensively protected is very small, and it is being done with fences, which in the salt air in our climate will rust and will have to be replaced in a few years, and I think that the pigs and the goats will find a way around it.

"So I think there are more cost effective ways to do it, whether it's hunting, snares or other means, putting a bounty on the feral animals to get them instead of starting a new program with new employees, etc. So, a no vote, please."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 561, entitled: "A BILL FOR AN ACT RELATING TO WATERSHED INITIATIVES," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representative Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 16) recommending that H.B. No. 935, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 935, HD 1 pass Second Reading and be referred to the Committee on Housing, seconded by Representative Awana.

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

"Mr. Speaker, I'd like to cast a no vote on that. That is a tax increase. In the last two years, previous biennium, there were 29 new taxes and fees increased. These all trickle down to the middle class and the working folks, and we all pay in one way or another. This seems to have a nexus with the previous bill where it funds it. Again, I think our priorities are skewed. I think if we're going to focus on the limited resources that we have, we should focus on education and fixing our schools instead of pursuing things that have a marginal impact, which explains my previous no vote. Thank you."

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

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 935, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Second Reading and was referred to the Committee on Housing, with Representatives Fale and McDermott voting no, and with Representative Thielen being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 17) recommending that H.B. No. 530 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Thielen being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representative Thielen was excused.)

THIRD READING

H.B. No. 423:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Third Reading by a vote of 50 ayes, with Representative Thielen being excused.

At 12:22 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 423

ANNOUNCEMENTS

Representative Choy, for the Committee on Higher Education, requested a waiver of the 48-hour advanced notice requirement for the purpose of decision-making on the following measure this afternoon, at 2:00 p.m. in Conference Room 309, and the Chair "so ordered."

H.B. No. 114, Relating to Higher Education.

Representative Hanohano: "I would like to invite everybody up to Room 423. Today the Governor is going to make a proclamation for *Mahina 'Ōlelo Pepeluali*. This is the Hawaiian Language month, for the month of February. The ceremony is at 1:30 p.m., and after the ceremony we'll be having a reception and refreshments in Room 423. *Mahalo*."

Representative Lee: "Thank you. I just want to send out a reminder that the Committee on Energy & Environmental Protection will be having decision-making on our morning agenda at 1:30 p.m. in Room 325. Thank you."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
166	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
489	Jointly to the Committee on Agriculture and the Committee on Water & Land
662	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land
697	Committee on Labor & Public Employment, then to the Committee on Finance
734	Jointly to the Committee on Agriculture and the Committee on Water & Land
832	Committee on Labor & Public Employment, then to the Committee on Finance
833	Committee on Labor & Public Employment, then to the Committee on Finance
874	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
1282	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
1319	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
1322	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
1412	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land

ADJOURNMENT

At 12:23 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 1, 2013. (Representative Thielen was excused.)

TENTH DAY

Friday, February 1, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Deborah "Robbie" Adams of Representative Coffman's office, after which the Roll was called showing all Members present with the exception of Representative Woodson, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Eighth and Ninth Days was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 217) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 217, dated January 9, 2013, transmitting the following reports prepared by the Department of Health, Alcohol and Drug Abuse Division:

Report on Implementation of the State Plan for Substance Abuse, pursuant to Section 321-195;

Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to Section 329-3, HRS;

Report on the Coordination of Offender Substance Abuse Treatment Programs, pursuant to Act 161, Section 10, SLH 2002; and

Progress Report on the Substance Abuse Treatment Monitoring Program, pursuant to Act 40, Section 29, SLH 2004.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 73) was received by the Clerk and was placed on file:

Dept. Com. No. 73, from the Department of Budget and Finance, dated January 22, 2013, transmitting a compact disc of the FYs 10-16 Non-General Fund Information Report, pursuant to Section 37-47, HRS.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo.*
Aloha ʻĀuinala e nā makamaka ʻo keia Hale Makaʻāinana.
ʻO keia ka hoʻomaka ana e pili ana Ka Mahina ʻŌlelo, ʻoia no ka mahina Pepeluali.
Ma keia lā, oia no hoʻi ka lā – ʻUlaʻula.
ʻO ka hua ʻōlelo o ka lā, ʻoia hoʻi ʻo ʻulaʻula.
Nā kuʻu hoa Luna Makaʻāinana, ʻo Brower Kane, e unuhi mai ka hua ʻōlelo o ka lā -ʻulaʻula."

Representative Brower provided the following translation:

"Thank you, Mr. Speaker. Members, as an ambassador of *aloha*, the Chair would like to thank Mr. Speaker, and greetings to all of her colleagues for representing the House of Representatives.

"Today is the first day of Hawaiian Language Month, the month of February. Today is National Red Day. The word of the day is 'red'. My colleague, Representative Brower, will translate the word of the day.

"Just trying to tell them exactly what you said. Thank you, Mr. Speaker."

The Chair then stated:

"Thank you very much. It should be noted at the end of the month that we all should be fluent in Hawaiian. Representative Hanohano, do you have anything else to mention?"

Representative Hanohano then stated:

"Well, all I want to say is *mahalo* for allowing us to use our mother tongue in our sessions and also to allow me to educate everyone in the usage of our Hawaiian language. So, *E ola mau ka, 'ōlelo makuahine*, long live our Hawaiian language. *Mahalo*."

INTRODUCTIONS

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

Representative Fukumoto introduced her interns from Beijing, China: Ms. Tiffany Shen and Mr. Kevin Long; and her Aunt and Uncle, Mrs. Patricia Dowd-Timonen and Dr. Robert Timonen.

Representative McKelvey introduced friends from Maui, Mr. John Carty, Save Honolua Bay Coalition; and Mr. Scott Fisher, Hawaiian Islands Land Trust.

Representative Ward introduced his interns from Beijing, China, Central University of Finance and Economics: Ms. Eve Wong and Mr. Jacky Lee.

Representative Awana introduced her intern from Beijing, China, Central University of Finance and Economics: Mr. "Joseph" Liu YaFeng.

Representative Oshiro introduced his cousins visiting from Wisconsin: Ms. Livia Ling Juan Schutz, Ms. Lydia Marie Zich, Mr. Nicholas James Zich and Mr. Samuel Alexander Zich.

Representative Rhoads introduced academic and community leader, Dr. Amy Agbayani.

At 12:20 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representatives Carroll and Cabanilla, for the Committee on Human Services and the Committee on Housing, presented a report (Stand. Com. Rep. No. 18) recommending that H.B. No. 519 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 519, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Ohno and Woodson being excused.

At 12:44 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 19) recommending that H.B. No. 114, as amended in HD 1, be recommitted to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 114, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was recommitted to the Committee on Higher Education, with Representatives McKelvey, Ohno and Woodson being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representatives McKelvey, Ohno and Woodson were excused.)

THIRD READING

H.B. No. 530:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 48 ayes, with Representatives McKelvey, Ohno and Woodson being excused.

At 12:47 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 530

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, my intent is not to disrobe, but to make a point. For the Freshmen, there's a tradition in the House that on Wednesdays, those of you who have bow ties, wear bow ties. Those who have hemp shirts, wear hemp shirts once a year. Those of you who have barongs and are members of the Filipino Caucus or sympathetic therein, you wear a barong.

"But those of us who volunteered for APEC, the great world conference that was centered in Honolulu a year ago, I've encouraged and I just wanted to repeat for the Freshmen who don't know, that on Fridays we wear our APEC volunteer shirt. It shows that we are the center of a lot of international influence, having served as the APEC host. So I would encourage you to not disrobe, but to put on for all of those of you who have the APEC shirt, to wear it on Fridays. Thank you, Mr. Speaker, for that decorum announcement."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
6	Committee on Consumer Protection & Commerce
7	Committee on Tourism, then to the Committee on Finance
8	Committee on Tourism, then to the Committee on Finance
9	Committee on Transportation, then to the Committee on Education
14	Committee on Education, then to the Committee on Finance
15	Committee on Higher Education, then to the Committee on Finance
16	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

H.C.R. Nos.	Referred to:
3	Committee on Consumer Protection & Commerce
4	Committee on Tourism, then to the Committee on Finance
5	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance
6	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
7	Committee on Tourism, then to the Committee on Finance
8	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Tourism
9	Committee on Transportation, then to the Committee on Education
10	Committee on Judiciary
11	Committee on Health, then to the Committee on Consumer Protection & Commerce
12	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Judiciary
13	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
14	Committee on Ocean, Marine Resources, & Hawaiian Affairs
15	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs
16	Committee on Housing, then to the Committee on Finance
17	Committee on Housing, then to the Committee on Finance
18	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary
19	Committee on Health
20	Committee on Health, then to the Committee on Finance
21	Committee on Health, then to the Committee on Finance
22	Committee on Transportation, then to the Committee on Health
23	Committee on Health, then to the Committee on Finance
24	Committee on Health, then to the Committee on Finance
25	Committee on Water & Land, then to the Committee on Finance
26	Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

27 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

28 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

29 Committee on Transportation

30 Committee on Education, then to the Committee on Finance

31 Committee on Higher Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
160	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
161	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
194	Committee on Water & Land, then to the Committee on Finance
481	Committee on Agriculture, then to the Committee on Finance
523	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
525	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
591	Committee on Transportation, then to the Committee on Finance
668	Jointly to the Committee on Health and the Committee on Public Safety, then to the Committee on Finance
834	Committee on Labor & Public Employment, then to the Committee on Finance
1426	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance
1434	Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance
1441	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1459	Jointly to the Committee on Labor & Public Employment and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 12:49 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, February 4, 2013. (Representatives Har, McKelvey, Nakashima, Ohno, Say and Woodson were excused.)

ELEVENTH DAY

Monday, February 4, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Curtis Kekuna of Kawaiaha'o Church, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Coffman and Takumi, who were excused.

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

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o kēia lā ʻoia no ʻo ʻōlelo.
ʻŌlelo – Language.
He aha ka hua ʻōlelo i ka pōʻalima i hala?
ʻOia nō ʻo ʻulaʻula – red."

"Thank you, Mr. Speaker. Today's word is *ʻōlelo* – Language. What is the word for last Friday? The word is *ʻulaʻula* – red."

INTRODUCTIONS

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

Representative Awana introduced Nanakuli High and Intermediate School Juniors: Ms. Nohealani Benicarlo, a participant in the Legislature's pilot public school internship program; and Ms. Ana Grozdev from Macedonia, a participant in the Youth Exchange and Study Program.

At 12:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:26 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 20) recommending that H.B. No. 379, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 379, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 21) recommending that H.B. No. 362, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 362, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"In strong support, Mr. Speaker, and I would like to thank the Committee for considering this much needed service for the Leeward side of Oahu. 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. 362, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 22) recommending that H.B. No. 376, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 376, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Ruling on a potential conflict, Mr. Speaker. My wife works for Safeway, or has Safeway as a client. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 376, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 23) recommending that H.B. No. 208, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 208, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I wish to request a ruling on a possible conflict. My spouse is a registered lobbyist for several organizations," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request with regard to conflict as the previous speaker. My wife works for Pacific Resource Partnership and does lobbying among other things. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, just a ruling. I don't know if this is a conflict or not, but my daughter works for HSTA. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Second Reading

and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 24) recommending that H.B. No. 131 pass Second Reading and be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 131, entitled: "A BILL FOR AN ACT RELATING TO MOBILITY MANAGEMENT," passed Second Reading and was referred to the Committee on Transportation, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 25) recommending that H.B. No. 395, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 395, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 26) recommending that H.B. No. 570 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 570, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 27) recommending that H.B. No. 868 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 868, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 28) recommending that H.B. No. 873 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 873, entitled: "A BILL FOR AN ACT RELATING TO THE YOUNG ADULT VOLUNTARY FOSTER CARE ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 29) recommending that H.B. No. 875 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 30) recommending that H.B. No. 876 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 876, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 31) recommending that H.B. No. 196 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 196 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'd like to disclose a potential conflict and ask for a ruling that applies for this session. I'm a member of the Hawaii National Guard, a veteran, and an owner of a veteran-owned small business. And there are numerous measures that include the one before us today that will come before my Committee and on the Floor relating to these issues. Thank you."

The Chair responded, stating:

"At this point, the Chair will rule 'no conflict,' but just specifically for the measures relating to today's agenda."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 196, entitled: "A BILL FOR AN ACT RELATING TO VETERANS TREATMENT COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 32) recommending that H.B. No. 158, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 158, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 33) recommending that H.B. No. 799, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 799, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 34) recommending that H.B. No. 576, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 576, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Mr. Speaker, I'd like a ruling on a potential conflict. My husband is part-owner of an EB-5 regional center," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Health, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 35) recommending that H.B. No. 625, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 625, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 36) recommending that H.B. No. 20 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 20, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 37) recommending that H.B. No. 109, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 109, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 38) recommending that H.B. No. 175, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 175, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 39) recommending that H.B. No. 218, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 218, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," passed Second Reading and was referred to the Committee on Public Safety, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 40) recommending that H.B. No. 220, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 220, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 41) recommending that H.B. No. 223, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 223, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAHINA ‘ŌLELO HAWAI‘I," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 42) recommending that H.B. No. 222, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 222, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 43) recommending that H.B. No. 32 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 44) recommending that H.B. No. 33 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 33, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 45) recommending that H.B. No. 147 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 147 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I'd like to rise against this measure. First, let me acknowledge what a wonderful job the Judiciary Chair is doing so far, running orderly workmanlike hearings, and I really enjoy being a member of his Committee.

"On this measure, Mr. Speaker, I understand, I get it that the firearm looks real to the victim, potential victim or terroristic threatening victim, whether it's a robbery or a terrorism act. I get it, I understand that, but at the same time, it's not a real gun. And to the extent that criminals are aware of our laws, the smart ones would take a fake gun so they get a lesser sentence. This provides an incentive not to use a fake gun. Might as well use a real gun, because if you use a fake gun you're going to get the same penalty.

"So to the extent that they actually pay attention, which I'm not sure that they do, this would be an incentive to ensure that every criminal who is going to engage in a crime with a weapon, instead of using a simulated weapon, would actually use a real weapon. So those are my concerns. But I understand the intent, it's well intended and the heart is in the right place, but I have those concerns."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"*Like me laua, kāko'o 'ole.*

"Same thing as both of them. No vote in opposition. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 147, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale, Hanohano and McDermott voting no, and with Representatives Carroll, Coffman, Takumi and Tokioka being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 17) and concurrent resolution (H.C.R. No. 32) were referred to Printing and further action was deferred:

H.R. No. 17, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND OAHU TRANSIT SERVICES TO CONSTRUCT PUBLIC RESTROOM FACILITIES AT THE ALAPAI TRANSIT CENTER," was offered by Representative Souki, by request.

H.C.R. No. 32, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND OAHU TRANSIT SERVICES TO CONSTRUCT PUBLIC RESTROOM FACILITIES AT THE ALAPAI TRANSIT CENTER," was offered by Representative Souki, by request.

ANNOUNCEMENTS

Representative Awana: "Mr. Speaker, I'd like to share with the Members the passing of former House Representative Helene Hale. For many who may have had the privilege to have known her, you will know that she was a woman with great conviction for all people, especially the people of Hawaii. In so much as a Legislative Woman's Caucus package was dedicated to her in the past.

"Mr. Speaker, I am also requesting to include an article that was in the *Star Advertiser* this morning entitled, *A trailblazer 'full of energy'*. And when the time is appropriate, Mr. Speaker, I'd like to also request a moment of silence to reflect upon this woman who embodied all that we should all hope to attain in our quest to become a model public servant. Thank you, Mr. Speaker."

Representative Awana submitted the following *Honolulu Star-Advertiser* article:

A trailblazer 'full of energy'
The Big Island politician's career spanned half a century
By Sarah Zoellick
Monday, February 4, 2013

A specific memory came to mind when Brian DeLima learned that Helene Hale, Hawaii's first female mayor and a Merrie Monarch Festival founder, had died. It was one he said encompasses her widely known spunk and fearlessness.

In the early 1990s, DeLima, then 35, was the youngest Hawaii County councilman, and Hale, then 72, the oldest.

"We had to go to an event at the Hilton Waikoloa," said DeLima, now a lawyer in private practice. "Back then it was known as the Hyatt — they had just built it, (and) it had a big water slide."

While the Council members were swimming together in the hotel pool, DeLima said he got the idea to challenge Hale to a ride down the slide. "She said, 'Oh, let's go,' and up she went," DeLima said. "She was just willing to, you know, go and try it. She surprised me. She was full of energy."

Hale died Friday of natural causes in her South Hilo Home. She was 94.

Colleagues on Sunday remembered Hale as a unique spirit, a woman with tremendous courage, a trailblazer who wasn't afraid to be contentious.

"She was not afraid of any person at all in a world of politics dominated by males," former Hawaii County Mayor Harry Kim said. "If she thought it was wrong, she would go after it. If she thought it was right, she would go after it. And that's Helene Hale."

Kim said Hale's unwavering dedication to her community inspired his political work and that he's a better person for having known and worked with her.

"You look at her lifestyle: she never capitalized on being a mayor or a councilperson or a representative — none of that," Kim said. "She never changed as a person. She just worked because she wanted to work, and she wanted to serve this community."

Hale, who was part black, moved to Kona with her first husband, William Hale, and their daughter, Indira, in 1947 because she wanted to raise a family where the color of her skin wasn't important, said her niece, Barbara Hilyer. She taught at Konawaena Intermediate School for a few years and had a son, Jasper.

Hale was preceded in death by both her children and her second husband, Richard Kiyota.

In 1963, Hale was featured on the cover of Ebony magazine for being Hawaii's top female politician. She was elected to the Hawaii Island Board of Supervisors in 1954, before statehood, and served for 10 years. Her last two years on the board were spent as chairwoman, which at the time was equivalent to county mayor.

Hale's stint as chairwoman not only made her the first black person elected to office in Hawaii; it made her the first woman to hold an executive position in local government since Queen Liliuokalani.

"She came from a family of breakthrough people," said longtime Hawaii journalist Hugh Clark. "Her grandpa was the first black graduate from (the University of) Minnesota, her father was an attorney who also graduated from Minnesota, so naturally she was a graduate from Minnesota."

But Hilyer said race was never an issue for Hale.

"That's why she moved to Hawaii; she didn't want it to be an issue," Hilyer said. "And she didn't want gender to be an issue. She could play the big leagues just because of who she was, and that's what she wanted to do."

Colleagues agreed.

"Here she is in the '60s: a woman, political leader, all of that," Kim said. "And none of those things phased her, absolutely none."

Clark said, "A lot of people want to emphasize her feminism, her gender rights, and she did have that in her, but I don't think that was her primary focus. I think it was more kind of break down the old oligarchy and create a new government."

HALE RE-ENTERED politics in 1980 and served on the County Council for a total of 10 years between 1980 and 1994.

Russell Kokubun, director of the state Department of Agriculture, who once worked alongside Hale on the Council, said her personal situation motivated her to fight hard for diversity, justice and equality in her community.

"She was always an advocate for the people, particularly those who were in an underdog role," Kokubun said. "She was always wanting to balance that table for everyone so everyone had a fair shot at whatever opportunities there were."

Kokubun paused for a moment on the phone, explaining that he had been trying to think of one word to "really home in on her character."

Then he said, "I really like 'feisty.' Yeah, she was very feisty. … (She had) this courage to just speak up and speak out. I think that's kind of it to me, and that's what I mean by feisty: very thoughtful but at the same time very courageous."

Kokubun said he wasn't surprised when Hale decided to emerge from retirement in 2000 and run for the state House of Representatives at age 82, because she still had so much to offer.

Former Mayor Kim said Hale's last six years in politics should teach people that age doesn't need to limit a person's accomplishments.

"She projected, I mean, real energy at any age — you just don't associate old age with her," he said. "I think we should all learn, if anything, from her (that) age is only an excuse for people; she never used it."

Former county councilman and state Rep. Bob Herkes said Hale was just as powerful a politician in her 80s as she was in any other decade.

"There's no question that she was a fighter, and that's one of the things I think that made her so successful," Herkes said. "She never gave up, and she always fought for what she thought was right, and that carried her on for many, many years."

Hale had a reputation for being a pit bull in the political ring, Kim said, but he never thought of her that way because "even pit bulls take a break." He said that despite her no-nonsense attitude, she disagreed with people in a way that commanded respect.

Hale's niece agreed: "I think people respected her because they knew even if you didn't agree with her, she did her homework and you could talk to her."

Former councilman Jimmy Arakaki, familiar with the receiving end of Hale's fearlessness, echoed that sentiment.

"We had our differences but we made up our differences," Arakaki said, recalling that the two bonded in her state representative's office over a box of manapua that he brought her, and he eventually came to consider her a close friend. "Those times that we didn't agree just faded away, and I offered my help and she accepted my help."

Arakaki said the two then worked together to make a reality Hale's last big political influence: an $8.6 million project to build a new gymnasium for Pahoa High and Intermediate School, which is now named after her.

"All the way back to her early advocacy for the Merrie Monarch Festival up until the Pahoa gymnasium, she was always just an anchor for the Big Island," Kokubun said.

Hawaii County Mayor Billy Kenoi said he has a picture of himself with Hale at the gym dedication last March that he is proud of and will now cherish.

"It was an honor to know a true public servant, a leader who is a pioneer in so many ways … who cared really deeply about our Hawaii … our people," Kenoi said. "She was everything we want in a public servant: a servant, leader, tough, courageous, smart, hardworking but most of all kind, compassionate and caring."

Hale is survived by Hilyer; granddaughter Angelique Kaiulani Tucker Stephens of Hollywood, Calif.; son-in-law Judge Marcus Tucker of Long Beach, Calif.; nephew retired Judge Bruce Hilyer of Seattle; grandnieces; and a grandnephew.

A tribute to her life will be held later in Hilo.

Representative Evans: "Thank you, Mr. Speaker. I too, for the Big Island delegation, I want to say we are really sorry with the passing of Representative Helene Hale, whom I think all of us knew pretty well. I served with her here in the State House, and I just wanted to share one thing that she told me. She said, 'Representative Evans, any bill that comes in front of me that's over 60 pages, I automatically vote no.' Thank you."

Representative Hanohano: "I too would like to express my sentiments of the death of Helene Hale. When she left office, I decided to run for this office, so I'm currently in her position. So hopefully her *mana* transfers to me. Thank you."

Representative Cachola: "Mr. Speaker, your Special Committee to Address Unfunded Liability will be having a public informational briefing to address bills that have unfunded liability implications just for health benefits, in Room 329 at 2:15 this afternoon. Thank you."

Representative Fale: "Mr. Speaker, I would like to make the announcement that once again the great State of Hawaii was well represented yesterday at the Super Bowl between the San Francisco 49ers and the Baltimore Ravens. And at this time, 6 out of the last 8 Super Bowls we had a Red Raider who was on the field. This past Super Bowl added one more ring to the Kemoeatu family. Now they have 3 Super Bowl championship rings in one family and they're all Red Raiders. It's been a momentous event for the State of Hawaii and for Red Raider nation, Mr. Speaker."

Representative Ward: "Mr. Speaker, for those who lost money on yesterday's Super Bowl game, the Anti-Gambling Coalition luncheon is in Room 225 today."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late former Representative Helene Hale.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
65	Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
114, HD1	Committee on Higher Education, then to the Committee on Finance
535	Committee on Housing, then to the Committee on Finance
691	Committee on Finance
745	Jointly to the Committee on Labor & Public Employment and the Committee on Education, then to the Committee on Finance
979	Committee on Transportation, then to the Committee on Judiciary
1260	Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1357	Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance
1449	Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 12:39 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 5, 2013. (Representatives Carroll, Coffman, Say, Takumi and Tokioka were excused.)

TWELFTH DAY

Tuesday, February 5, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Ty J.K. Cullen, after which the Roll was called showing all Members present with the exception of Representatives Oshiro and Takumi, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 218) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 218, dated January 20, 2013, transmitting the 2012 Annual Report of the High Technology Innovation Corporation, pursuant to Chapter 206M-56, HRS.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. No. 4) was received and announced by the Clerk:

Sen. Com. No. 4, transmitting S.B. No. 94, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," which passed Third Reading in the Senate on February 4, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Lee, Oshiro and Takumi were excused.)

S.B. No. 94

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Ola.
Ola – Health, Life.
Mahalo."

INTRODUCTIONS

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

Representative Nakashima introduced his intern, Mr. Karim Troost, a Political Science and History major at the University of Hawaii.

Representative Ward introduced a Member of the Austrian Parliament: Ms. Katharina Cortolezis-Schlager. She was accompanied by former Representative Corinne Ching.

At 12:16 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 46) recommending that H.B. No. 170, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 170, HD 1 pass Second Reading and be referred to the Committee on Transportation, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I request a ruling on a potential conflict. I'm a member of the Hawaii Army National Guard, a veteran, and I'm the owner of a veteran small business. There are a number of bills relating to these topics on today's calendar. Thank you."

The Chair responded, stating:

"There will be 'no conflict' for all of the bills to come."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 170, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Transportation, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 47) recommending that H.B. No. 159, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 159, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 48) recommending that H.B. No. 1146, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1146, HD 1 pass Second Reading and be referred to the Committee on Labor & Public Employment, seconded by Representative Awana.

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

"Mr. Speaker, on Stand. Com. 48, I rise with reservations. Mr. Speaker, as a former graduate teaching assistant at the University of Hawaii, it's very important that, that position be maintained. And I cannot recall that my colleagues were dissatisfied with the pay. Maybe the work was a bit heavy, but in terms of getting organized I'm afraid that there may be a rippling effect.

"As you know, our office managers, at one point, were put in a bill similar to this, and then from office manager staff, suddenly collective bargaining became basically the tail wagging the dog in the Legislature.

"So, with this, Mr. Speaker, I do have reservations and I don't believe it would increase the academic wellbeing, nor the economic standing of

those graduate students. They have a vow of poverty to begin with, and being organized is not going to change that. Thank you."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1146, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 49) recommending that H.B. No. 877 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 877, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 50) recommending that H.B. No. 1219 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1219 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"I would like to have a ruling on a potential conflict, Mr. Speaker. I own a diagnostic company that participates in the Tri-Care program. Thank you," and the Chair ruled, "no conflict."

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

"Ruling on a potential conflict. My husband and I receive Tri-Care," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker, same request. I'm a beneficiary of Tri-Care. Thank you," and the Chair ruled, "no conflict."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1219, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 51) recommending that H.B. No. 370 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 370, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 52) recommending that H.B. No. 611 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 611, entitled: "A BILL FOR AN ACT RELATING TO TANNING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 53) recommending that H.B. No. 1098 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1098, entitled: "A BILL FOR AN ACT RELATING TO HEALTH EDUCATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 54) recommending that H.B. No. 653 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 653 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I have a potential conflict. My wife is a consultant with Hawaii Pacific Health. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 653, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 55) recommending that H.B. No. 893 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 893, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 56) recommending that H.B. No. 843, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 843, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 57) recommending that H.B. No. 845 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 845, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 58) recommending that H.B. No. 396, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 396, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 59) recommending that H.B. No. 217, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 217, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 60) recommending that H.B. No. 499, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SYSTEM," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 61) recommending that H.B. No. 1446 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1446, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 62) recommending that H.B. No. 251, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 251, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Mr. Speaker, I'm in opposition to this measure. Not the intent of it, of course, but the establishment of a new fee. In the last two years, or last biennium, 29 new fees and taxes. These are backdoor ways to take money out of the working class people. And it's only a buck here, but it's a buck here, a buck there. In the last two days I've seen 3 one-dollar increases in various fees just in my Committee alone. So, we need to be mindful and figure out how to accomplish what we're trying to do through prioritization within the budgetary framework. Thank you, Sir."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 251, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was referred to the Committee on Health, with Representative McDermott voting no, and with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 63) recommending that H.B. No. 167 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 167 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Ruling on a potential conflict. My husband is a service-disabled veteran. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 167, entitled: "A BILL FOR AN ACT RELATING TO MILITARY BENEFITS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 64) recommending that H.B. No. 525 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 525, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 65) recommending that H.B. No. 574, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 574, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, potential conflict. A member of my firm does EB-5 work," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 574, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FUNDS," passed Second

Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 66) recommending that H.B. No. 163, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 67) recommending that H.B. No. 527, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 68) recommending that H.B. No. 169, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 69) recommending that H.B. No. 580, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 580, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY PERSONNEL AND THEIR FAMILIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 70) recommending that H.B. No. 166, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 166, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 71) recommending that H.B. No. 551, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 551, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 72) recommending that H.B. No. 859, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 859, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPLETE STREETS," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 73) recommending that H.B. No. 892, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 892, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Mr. Speaker, I'm against this one. Of course, it's a well intended measure and there is a nexus there and we all want to see this succeed. But again, it's another fee increase and by the time we get done with session, registration might be up another $5, $6, maybe $10. Those are the working people who have to pay for that. Thank you."

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

"Mr. Speaker, I have similar reservations in that my district is still recovering from sticker shock when we doubled it just a couple of years ago. So, with reservations, I think we have to tread very lightly on these increases."

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

"Mr. Speaker, just reservations on this and just noting that I support the intent but I think my community is also very frustrated with the increases already. Thank you."

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

"Mr. Speaker, I raise the same concerns and if I may adopt the words of Representative Ward as my own," and the Chair "so ordered." (By reference only.)

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 892, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS," passed Second Reading and was referred to the Committee on Health, with Representative McDermott voting no, and with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 74) recommending that H.B. No. 930 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," passed

Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 75) recommending that H.B. No. 710 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 710, entitled: "A BILL FOR AN ACT RELATING TO FISHPONDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 76) recommending that H.B. No. 1268 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1268, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 77) recommending that H.B. No. 939 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 939, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 78) recommending that H.B. No. 1292 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1292, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 79) recommending that H.B. No. 989 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO FISH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 80) recommending that H.B. No. 144, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 144, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, I rise with mild reservations on this PEO. I'm not convinced we've got the language right. We've got to watch out for the small guys, the small PEO's that we crushed in the last session. This may let them come up for a bit of water but I think we need, as we push this measure on, a lot more word-smithing for watching out for the small guys. 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. 144, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 81) recommending that H.B. No. 638, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 638, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 82) recommending that H.B. No. 272 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 272, entitled: "A BILL FOR AN ACT RELATING TO WORKPLACE PRACTICES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 83) recommending that H.B. No. 431 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 431, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 84) recommending that H.B. No. 432 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 432, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 85) recommending that H.B. No. 433 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 433, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 86) recommending that H.B. No. 434 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 434, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 87) recommending that H.B. No. 816 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 816, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 88) recommending that H.B. No. 820 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 820, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 89) recommending that H.B. No. 822 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 822, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 90) recommending that H.B. No. 915 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 915, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Nakashima and Tsuji, for the Committee on Labor & Public Employment and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 91) recommending that H.B. No. 916 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 916 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, in opposition with brief comments. I am actually not categorically averse to an increase in the minimum wage. And I think that's definitely something the Body should continue to consider to alleviate what is already our high cost of living on all of our constituents.

"What I do oppose in this measure, and I think is the most problematic section of this measure, is that it would cede legislative prerogative in the future to control or regulate minimum wage, because it ties automatically to increases based on the consumer price index, which would be determined annually by DLIR instead of this Body.

"So, because it reduces our prerogative legislatively, as well as exposes us, I believe, to an inability to control costs and plan for the increases that may end up resulting, I do have significant concerns with this measure. Thank you."

Representative Fukumoto rose in opposition to the measure and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

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

"Mr. Speaker, as the leader of the Filipino Caucus, I want to be on record to say that I support all measures to increase the minimum wage. Thank you."

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

"Mr. Speaker, I do have reservations. We do need to increase, but we don't need a lock, if you will, on increasing it without any of our control. And if it gets out of hand, we're going to be responsible. I think we really have to look at locking that to the CPI. Thank you."

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

"Mr. Speaker, I rise in opposition to this. Mr. Speaker, I would like to have the comments of the Minority Leader inserted as my own, but he's so articulate, no one would believe I ever said that. So, I have to make a few remarks. I've already asked Chamber of Commerce to come back with what are the entry-level positions paying out in the community right now for Burger King, Jack In The Box, McDonald's, and so on and so forth. These are folks in the private sector who generally set the minimum wage.

"We had this discussion 20 years ago and I found at that time that the minimum wage was below what they were offering to attract people. My sense is it's probably the same, it is an entry level wage, a training wage, so we need to address that. Also, the government does pay minimum wage for certain jobs and it's probably due for an adjustment.

"So, I support an increase in it, but it's just at what level. And the Representative from Hawaii Kai raised some concerns about the automatic CPI indexing, so at this time I'll vote no. Thank you."

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

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

"Mr. Speaker, I would like to have the words of Representative Johanson inserted as my own, as well as to make these additional comments.

"I believe that this small increase in the minimum wage is putting a band-aid on a bigger problem and that we are not addressing the underlining, overarching issues that are challenging our economy. I don't want to throw out a few drops of water to my community that's dying of thirst out there, to just band-aid the issue to carry it over. My concern with this bill is that it's a band-aid on a wound that needs much more to be done to heal it. Thank you, Mr. Speaker."

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

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

"Thank you, reservations please. I am concerned about the tie-in to the CPI."

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

"Thank you very much, Mr. Speaker. With reservations. I just don't like the tie-in to the CPI, that's all. I support the underlying measure, though."

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

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

"Thank you, in support. I'd just like to note that it's a great way to tie it to the CPI, because it's basically taking advantage of the free market and putting our faith therein. Thank you."

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

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

Representative Johanson rose to respond, stating:

"Yes, in rebuttal, and just for the Member's edification. Tying it to the consumer price index would be a market-based approach if the minimum wage were allowed to go down if consumer prices fell. But it does not do this. This bill only allows for automatic increases based in increases in the CPI, in case anyone was concerned."

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

"Mr. Speaker, in support. From my recollection, the CPI has only gone down twice in the last 15 years and once was by one-tenth of 1 percent and that was in '08 I believe, and then in '98 it was about the same. A healthy economy almost always inflates a little bit. And if for some reason the CPI adjustor gets out of control, it's not like this Body can't come back and say, 'Okay, we're going to reduce the minimum wage.'

"But as long as there is inflation, the minimum wage goes down by that percentage every year, which it has done since it went up the last time, which I believe was in '07. So, the minimum wage is worth significantly less than it was 6 or 7 years ago. Thanks."

Representative Ward rose to respond, stating:

"Mr. Speaker, just a brief rebuttal to how the market, which regulates why the wage now at Burger King and other places is above the minimum wage, is because of supply and demand. What we have and what we can get for what price. The market is much more trustworthy than CPI. The CPI is basically a formulary of the government and it's a mechanical thing which can get many governments in trouble.

"I think the market entrusting that mechanism of supply and demand. And by the way, there's only 1.7 percent of our labor force of 600,000 people, 1.7 percent are in the minimum wage. So we're not talking about a huge amount of people. We're talking about a small amount, which many of us started out with minimum wage. But that was the training wage. That was to incentivize us to get up into the medium and then the top. And as Legislators, big salaries, accompanied by a vow of poverty that we have working here.

"The point is, Mr. Speaker, it's not the amount, it's where these wages accelerate people to become later in their life. And it's 1.7 percent of the people, and we need to watch over them but we don't need to lock in for the CPI. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 916, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cheape, Fale, Fukumoto, Johanson and McDermott voting no, and with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Nakashima and Tsuji, for the Committee on Labor & Public Employment and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 92) recommending that H.B. No. 917 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 917, entitled: "A BILL FOR AN ACT RELATING TO WAGES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 93) recommending that H.B. No. 919 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 919, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 94) recommending that H.B. No. 921 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 921, entitled: "A BILL FOR AN ACT RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 95) recommending that H.B. No. 924 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 924, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 96) recommending

that H.B. No. 925 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 925, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 97) recommending that H.B. No. 926 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 926, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representatives Nakashima and Tsuji, for the Committee on Labor & Public Employment and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 98) recommending that H.B. No. 927 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 927, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 99) recommending that H.B. No. 928 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 928, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 100) recommending that H.B. No. 929 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 929, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 101) recommending that H.B. No. 1162 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1162, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 102) recommending that H.B. No. 1163 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1163, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 103) recommending that H.B. No. 1164 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1164, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 104) recommending that H.B. No. 1165 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1165, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 105) recommending that H.B. No. 1166 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1166, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 106) recommending that H.B. No. 1167 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1167, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 107) recommending that H.B. No. 1168 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1168, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 108) recommending that H.B. No. 1169 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1169, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 109) recommending that H.B. No. 1170 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1170, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 110) recommending that H.B. No. 1171 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1171, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Har, Oshiro and Takumi being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Carroll, Har, Oshiro and Takumi were excused.)

THIRD READING

H.B. No. 32:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 47 ayes, with Representatives Carroll, Har, Oshiro and Takumi being excused.

H.B. No. 33:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 33, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Third Reading by a vote of 47 ayes, with Representatives Carroll, Har, Oshiro and Takumi being excused.

H.B. No. 147:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 147, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," passed Third Reading by a vote of 43 ayes to 4 noes, with Representatives Cabanilla, Fale, Hanohano and McDermott voting no, and with Representatives Carroll, Har, Oshiro and Takumi being excused.

At 12:57 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 32
H.B. No. 33
H.B. No. 147

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 18 and 19) and concurrent resolutions (H.C.R. Nos. 33 through 35) were referred to Printing and further action was deferred:

H.R. No. 18, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING A PORTION OF THE 2013 REGULAR SESSION," was offered by Representative Choy.

H.R. No. 19, entitled: "HOUSE RESOLUTION URGING THE COUNTIES TO DISCONTINUE THE USE OF CARBON MONOXIDE TO EUTHANIZE ANIMALS," was offered by Representative Ing.

H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING A PORTION OF THE 2013 REGULAR SESSION," was offered by Representative Choy.

H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO DISCONTINUE THE USE OF CARBON MONOXIDE TO EUTHANIZE ANIMALS," was offered by Representative Ing.

H.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO CONTINUE AND EXPAND ITS STRUCTURED COMMUNITY PLACEMENT PROGRAMS," was offered by Representative Ing.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
219	Jointly to the Committee on Water & Land and the Committee on Finance
589	Jointly to the Committee on Water & Land and the Committee on Finance
593	Jointly to the Committee on Water & Land and the Committee on Finance
942	Committee on Transportation, then jointly to the Committee on Water & Land and the Committee on Finance
1134	Jointly to the Committee on Water & Land and the Committee on Finance
1441	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

ADJOURNMENT

At 12:58 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 6, 2013. (Representatives Carroll, Har, Oshiro, Say and Takumi were excused.)

THIRTEENTH DAY

Wednesday, February 6, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Cindy Evans, after which the Roll was called showing all Members present with the exception of Representatives Cachola and Say, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 219 through 222) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 219, dated January 9, 2013, transmitting the Office of Information Management and Technology Procurement Report as of November 30, 2012, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 220, dated January 25, 2013, transmitting the Hawaii Women's Military Veterans Task Force Summary Report, prepared by the Department of Defense, Office of Veterans Services, pursuant to S.R. No. 6, S.D. 1 (2012).

Gov. Msg. No. 221, dated January 31, 2013, transmitting the Rental Motor Vehicle Customer Facility Charge Report, prepared by the Department of Transportation pursuant to Act 226, SLH 2008.

Gov. Msg. No. 222, dated January 31, 2013, transmitting the Government Operations Report, prepared by the Department of Transportation pursuant to Act 100, Section 7, SLH 1999.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – ʻĀina.
ʻĀina – Land.
ʻAi is food, *nā* is the pluralization of words in the Hawaiian language, so when you translate 'many foods,' it translates to 'land,' because it's the land that sustains us with our food.
Mahalo."

INTRODUCTIONS

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

Representative Lee introduced Mr. Joe Tassill and his wife visiting from Waimanalo.

Representative McKelvey introduced his constituent from West Maui: Mr. Garrett Marrero, President of the Maui Brewing Company.

Representative Takayama introduced Ms. Carroll Cox, environmental watchdog and advocate.

Representative Kawakami introduced visitors from Kauai: Mr. Thomas Hashimoto, Kauai Aha Moku Advisory Council Member; his wife, Mrs. Annie Hashimoto; and daughter, Ms. Dancett Hashimoto.

Representative Hanohano recognized Aha Moku Council representatives from Kauai, Niihau and Maui, here for the Aha Moku Council confirmation and reception.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 111) recommending that H.B. No. 1087, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1087, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 112) recommending that H.B. No. 725, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 725, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 113) recommending that H.B. No. 750, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 750, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ISLAND TECHNOLOGY EXCHANGE INSTITUTE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 114) recommending that H.B. No. 255, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 255, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 115) recommending that H.B. No. 363, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 363, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I am in support and I just want to thank the members of the Committee for recognizing the needs of my district. 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. 363, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Health, with Representatives Cachola and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 116) recommending that H.B. No. 369, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 369, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 117) recommending that H.B. No. 651 pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 651, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Second Reading and was referred to the Committee on Health, with Representatives Cachola and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 118) recommending that H.B. No. 948, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 948, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representatives Cabanilla and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 119) recommending that H.B. No. 518, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 518, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representatives Choy and Takumi, for the Committee on Higher Education and the Committee on Education, presented a report (Stand. Com. Rep. No. 120) recommending that H.B. No. 719, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 121) recommending that H.B. No. 486 pass Second Reading and be referred jointly to the Committee on Education and the Committee on Higher Education.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 486 pass Second Reading and be referred jointly to the Committee on Education and the Committee on Higher Education, seconded by Representative Awana.

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

"Mr. Speaker, I wanted to state that I stand in strong support of this bill. As a fourth generation farmer, it is so important that our young farmers have the ability to know that they can thrive in our current climate here in Hawaii. If the average age is sixty-five for our farmers, we really need to encourage the young ones.

"I want to tell a story about Emma Bello. She is 22 years old, she was with the FFA Program at Leileihua High School. She just started a goat farm on 80 acres and she just got her goats in on Saturday. That is what we need to encourage and it's because of the FFA program that she learned all the skills that she needed. 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. 486, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred jointly to the Committee on Education and the Committee on Higher Education, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 122) recommending that H.B. No. 502, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 123) recommending that H.B. No. 503, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 503, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and report of the Committee was adopted and H.B. No. 503, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Finance, with Representative Har voting no, and with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 124) recommending that H.B. No. 1148, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1148, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 125) recommending that H.B. No. 478, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 478, HD 1 pass Second Reading and be referred to the Committee on Education, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 478, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Education, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 126) recommending that H.B. No. 487, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 487, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 127) recommending that H.B. No. 737, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 737, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 128) recommending that H.B. No. 154, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 154, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'm rising to speak in strong support of House Bill 154, Relating to Industrial Hemp. I wanted to just draw Members attention to the House Bill before you.

"It states in there that hemp is a superior phytoremediator because it grows quickly and can extract toxins without the need to remove any of the contaminated topsoil. Factors that make hemp a superior phytoremediator are its ability to grow unaffected by the toxins it accumulates, its fast rate of absorption, and its ability to bind compound contaminants from the air and the soil.

"The State's extensive operations in the past, as many of us know, have left toxins in vast tracts of land. Phytoremediation can remove those toxins. This bill calls for a two-year industrial hemp remediation pilot program. And let me just say this, for those who voted with reservations on this measure, it's required that the project occur with the United States Drug Enforcement Administration issuing a permit for this project. In other words, the DEA has to say, 'okay State, you can go ahead and use industrial hemp to clean contaminants from the soil.'

"We've had an industrial hemp research project before and the Speaker knows about that from 1999. That project ran for about three and a half years out in Wahiawa and with the support of the Dole Company, where they gave the land to the project for $1 a year. That project was very successful, it had a DEA permit. So, the DEA permit can be obtained, it's been done before in Hawaii and can be done again.

"I wanted to just note for people that think that hemp is a radical issue and are kind of afraid of that because it is related to cannabis or to marijuana. Hemp is very different from marijuana. Hemp grows to the height of 15 to 18 feet high, and in Hawaii we get three crops a year. You go out and take the leaves or buds or whatever you take from that plant and smoke them, you are going to get diarrhea and a headache, and you won't do it again.

"Hemp has a very low THC content, and in fact the marijuana growers don't like to see hemp come to town because the plant cross-pollinates with marijuana and lowers the THC content in the marijuana crops. And we learned that from Canada, where they have full scale industrial hemp planting now up there, where the farmers are making money, doing a great job exporting the crop to America because we can't grow it. But the pot growers had to move indoors with sophisticated air systems because of the cross-pollination.

"Now going back to the liberal approach that industrial hemp is a dream of liberal Members of this Body. First of all, I note I'm a Republican. But I want to note this press release from US Senate Republican Leader, Mitch McConnell, who made the following statement regarding industrial hemp and its impact on Kentucky. This was stated January 31st this year. 'After long discussions with Senator Rand Paul and Commissioner James Comer on the economic benefits of industrialized hemp, I am convinced that allowing its production will be a positive development for Kentucky's farm families and economy.'

"He goes on to talk about how industrial hemp can produce everything from clothing to paper, and if there is a capacity to center a new domestic industry in Kentucky that will create jobs in these difficult economic times, that sounds like a good thing to me.

"Thirty-one states are moving ahead with industrial hemp legislation. Let me just tell you why. It is economic development."

Representative Johanson rose to yield his time, and the Chair "so ordered."

Representative Thielen continued, stating:

"Here's a bag of tortilla chips that you can find on your local grocery store shelves. What's the first ingredient in here? Hemp, because it is so nutritious. I'll pass those around. I would have bought a package for everyone just so you could try it, but the problem is they are a little over $3 a bag.

"Here's your paper. You all know about hemp paper. The Declaration of Independence was written on hemp paper and that's why it still exists.

"You have fabrics of course, hemp hats. They've done studies at the University of California and they've determined that hemp fabric will keep you protected from the sun so you will be less likely to get skin cancer. It's the best fabric for doing that. So, when Members go door-to-door, wear a long sleeve hemp shirt and you won't get those problems.

"Hemp wine, I hope no one has a wine opener in the Body, that's being made as well. And our own little snack shop here in the Capitol, for those Members that are afraid of this product, this is an iced tea, but it is hemp iced tea. Right here, in this building, don't be scared.

"The other thing is, anyone that's ever gone camping, you use Dr. Bronner's soap, of course you do because it lathers in cold water. It's hemp soap. And then of course my favorite, the shopping bags. When you are going to be billed ten cents a bag, carry your hemp bag to the store. It washes, it's reusable, and this fabric will last four to five times as long as cotton. No fossil fuel in this, like in your plastic bags. And it's really good.

"The other reason that I feel this is so important for Hawaii, in addition to the phytoremediation, hemp is a superior building material. They are building with it all over Europe, in the United Kingdom, and they are doing it in some states in the United States. North Carolina, California. You can pull a little bit of this material off and try to smoke it, good luck. You won't get 'high' if you ingest too much, you'll get diarrhea and a headache.

"This is termite-proof and they have done the studies and know it has lime content in it, which we produce locally. Termite-proof. And this is something that we can do, we can grow our crops here, we can process them into building materials, we can keep the money and the jobs here in our economy. This is a plant that is perfect for Hawaii with our three crops a year, versus places like Canada where they're making a lot of money but only from one crop a year, versus Kentucky which is going to breakthrough with Republican leadership, and they're going to start making a lot of money.

"We've got to stop being afraid of a plant, people. And the people that voted with reservations on this measure, learn what is out there, learn what we can do for Hawaii. Why are we importing building materials? This is fire retardant. You're going to have a material that we could produce on each island from crops in the ground, and it will be excellent for our economy.

"The phytoremediation project is just one thing that the hemp plant can do. They're using it in Chernobyl to clean-up the waste from the atomic accident there. It's something that can clean-up our agricultural land, but more than that, we need to join the other thirty-one states that are saying, enough to this hysteria about a crop that won't get anyone 'high' and that is so good for everyone's economy in the United States.

"So, I would encourage all Members; if they are afraid of this, come see me. I have automobile parts in my office, they were a little big to bring down here, but it's replacing fossil fuel based plastic in cars. And the cars are safer, they don't catch on fire, the material is stronger, it's lighter weight, so the car requires less gasoline.

Vice Speaker Mizuno addressed Representative Ward, stating:

"Representative Ward, would you like to yield your time?"

Representative Ward rose to yield his time, stating:

"Chair, I would yield my time, but not some of the reservations I have from the federal level, so I would give the esteemed Member from Kailua the time, except the truth in labeling, it doesn't say on the side of it, that it actually has hemp in it. Unless I don't know the French. Thank you."

Representative Thielen continued, stating:

"The automotive industry recognizes this, and probably for about almost 10 years now, have been replacing some of the fossil fuel parts of their automobiles with hemp-based material. Guess who makes the money on that? Canadian farmers, English farmers, German farmers, you name it, but not our American farmers and certainly no one right here in Hawaii.

"Mr. Speaker, I know I have taken up everyone's time. I would just like to encourage those 'with reservation' voters to come see me. I have more things in the office. Buy hemp shoelaces, they won't break; they'll last four to five times longer than any other shoelaces. People know this. Come see me, I would be glad to educate you. We have another measure that's going to be heard today, which is asking Congress and the President…"

The Chair addressed Representative Thielen, stating:

"Representative Thielen we're going to focus on the merits of this bill. Focus on the merits of this bill only."

Representative Thielen continued, stating:

"Oh, we shouldn't go on to that. Alright, I won't go on to that, but come to the hearing in CPC at 3:30 and we'll have the automobile part there for you all to see.

"Anyway, I encourage all of you to vote in favor of this measure and let's move ahead and clean-up our contaminated soil in Hawaii with a crop that can do wonders for our economy. Thank you."

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

"Thank you, Mr. Speaker, with reservations. Strong reservations. Thank you."

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

"Mr. Speaker, I stand in strong support. I just want to give some background. The Representative from Kailua is correct, we did have the first test plot of hemp in Hawaii in my backyard in Whitmore Village over several years. I stand in strong support and in the interest of bipartisan support of this measure, ask that her words be adopted as my own. Thank you," and the Chair "so ordered." (By reference only.)

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

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

"*Ka koʻo*. Strong support and I know the hemp pilot program was supposed to be on Hawaii Island and then it got moved to Oahu. I am in really strong support because it is a good industry and there are lands that can be used for this industrial crop. *Mahalo*."

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

"Mr. Speaker, I earlier mentioned with reservations, but I will gladly vote for this bill as soon as the feds pull back on their objection to it."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. Strong support and may I ask that the words of Representative 'hemp' be adopted into the Journal as my own," and the Chair "so ordered." (By reference only.)

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

"Reservations, Mr. Speaker. And I am hoping hemp doesn't turn into cacao."

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

"Thank you, Mr. Speaker. In strong support and I would like the words of the speaker from Wahiawa entered into the record as if they were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 154, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Har voting no, and with Representatives Cachola and Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 129) recommending that H.B. No. 330, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 330, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 130) recommending that H.B. No. 870 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 870, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 131) recommending that H.B. No. 869 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 132) recommending that H.B. No. 227, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING CREDITS," passed Second Reading and was referred to the Committee on Housing, with Representatives Cachola and Say being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 133) recommending that H.B. No. 1117 pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1117 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Awana.

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

"Mr. Speaker, I rise against this measure. I'm not on the Committee and I do not see it coming before me at this time. I'm not a lawyer but this appears to be an unconstitutional tax increase. It is to tax housing that's built on military lands, homes for our Marines, soldiers, sailors and airmen that are currently being refurbished. Pearl Harbor in particular, they're maintaining the historic structure of many of these homes which makes the process much more expensive than just going in and razing the facility or the dwelling. But they're actually going in, keeping the outside structure and as much of the time period as possible. These are beautiful homes and this would make this process much more expensive for the taxpayer.

"Again, it goes to a concern I have about us constantly looking for new ways to grab more and more money. I was away for 10 years but nothing has changed. A fee here, a dollar here, twenty dollars there, fifty dollars here, and now this could be a huge windfall for the State in the sense that we're going to get all this new tax revenue. But I don't think the Federal Government will allow it because I believe it's unconstitutional. I'm not a lawyer, so I have a degree of ignorance on that issue, but I have serious concerns how this will impact the military and their ability to build more and a sufficient number of housing for these younger, enlisted sailors, soldiers, airmen and Marines. Thank you."

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

"Mr. Speaker, a no vote and may the words of the former Marine Captain from Ewa Beach be entered into the Journal as my own. Thank you," and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, in strong support. Let me just share this with the Members. We will never have enough affordable housing in the State. But the reason for this, and let me just share some history on this matter. This building, the Legislature, gave developers on federal lands, about 10 years ago, an exemption to entice them to come and build in Hawaii. This exemption is for the GE Tax for the purchase of building materials. So, if it's an act of the Legislature to give them an exception, it's also an act of this Legislature to repeal it.

"So, Members, this is not something that this Body hasn't done. This Body gave that exemption and I'm sure this Body can repeal it as well. Thank you."

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

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

"Thank you, Mr. Speaker. I rise in support with some reservations. I just wanted to address our minority member from Ewa Beach, and assure him that what this bill does, does not violate the US Constitution. In fact, what's interesting about this particular exemption, if people take note of the history, is we did do it about 10 years ago. That's about when military privatized housing started. But it was an executive order done by former Governor Linda Lingle at the urging of US Senator Daniel Inouye that we have before us today an exemption from the GET for these particular projects.

"However, at the time, the basic housing allowance for military service members was much less. There was a need to exempt the GET in order for these developers to build the number of homes that they committed, not only to the Congress and United States but also committed to us in the State. Since then, the basic housing allowance has increased tremendously. And for a few years now, there have been discussions about possibly taking a look at the GET exemption and considering it for other uses. In fact, when current Governor Abercrombie was in Congress I had a lengthy discussion about this particular exemption for GET, and at the time he supported the removal of the GET exemption.

"I stand here with reservations because I do believe, and I do support, the removal of this particular exemption. However, I do believe that the intent of the measure should include possible support to DOE school facilities on our bases, as we all know there are facilities that we own and control as the State on military bases. And it was, I think, the intent of both Senator Inouye and everybody in Congress that when we embarked on this privatized military housing initiative, that some of the profits made by these organizations, like Hunt and Actus, and for city would in turn go to help and support other facilities on military bases.

"And I do believe that that support has not come up to the level that we had hoped in the past. So, if they're not going to do it the way that we had hoped that they would, then let's remove the exemption, but let's put it back into facilities and projects directly benefiting military families that are under the jurisdiction of the State of Hawaii. Thank you, Mr. Speaker."

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

Representative McDermott rose to respond, stating:

"Mr. Speaker, second time. Good people can disagree, Mr. Speaker, and we have good people. I hold the Representative from Aiea in extreme respect and certainly my colleague from Ewa Beach as well.

"But based on my figures, I'm going to use low numbers because these are government contracts. Let's say the average dwelling is $150,000. So now you are talking about $7,500 in GET taxes. And if they finance it over thirty years, each additional unit will probably cost $12,000, just to pay for the taxes – the tax and the financing of the tax. That's one issue.

"Second issue is, these budgets at the federal level, I can assure you in my discussions with the contractors, because I have them not quite daily but several times a week. They are feeling the pinch and the squeeze and they're looking to save every dollar. And I think you're going to see less money available to build these dwellings.

"Finally, third, the two big ones, Forest City and Hunt, have been tremendous community partners. They give to a myriad of activities and charities. You will see Steven Colon from Hunt at every charitable function in town. He understands it, he gets it. Forest City, much larger, doesn't have the same mentality as 'playing outside the fence,' but still gives, and gives generously.

"So, those are the final comments I'd like to add."

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

"Mr. Speaker, I'd like to register a no vote on this. I would like to keep every incentive intact to keep this industry and what it supports in the State of Hawaii alive and give them every reason to stay here. Thank you, Mr. Speaker."

At 12:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

Representative Takai rose to respond, stating:

"Thank you, Mr. Speaker. I rise again with reservations. The point that the Minority Representative from Ewa Beach made is a good one. Forrest City, Hunt, and Actus have been tremendous supporters of our community. That is not what I'm talking about. And I do encourage them to continue. What I'm talking about is that in the past we discussed a partnership with these private developers to help in our repair and maintenance of our schools and other types of facilities like that, and we continue to need the help.

"If you take a look at school facilities, let's say, Fort Shafter, Mokulele, Solomon Elementary, Hale Kula, these are on-base facilities that we struggle with each and every year to find adequate funding for renovations and construction. All I say is that if these guys are in business to develop communities, that the least they could do is help us in our schools on bases for their children as well. 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. 1117, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Fale, McDermott and Ward voting no, and with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 134) recommending that H.B. No. 851 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 851, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 135) recommending that H.B. No. 852 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 852, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 136) recommending that H.B. No. 224, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 224, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 137) recommending that H.B. No. 237, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 237, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE SCHOOLS FOR JUVENILES INVOLVED IN THE JUSTICE SYSTEM," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 138) recommending that H.B. No. 744 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 744, entitled: "A BILL FOR AN ACT RELATING TO STUDENT BIAS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 139) recommending that H.B. No. 569 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 569 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 569, entitled: "A BILL FOR AN ACT RELATING TO A TAX CREDIT FOR AFTER-SCHOOL PROGRAMS," passed Second Reading and was referred to the Committee on Finance, with Representative Choy voting no, and with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 140) recommending that H.B. No. 151, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 141) recommending that H.B. No. 435 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 435, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 142) recommending that H.B. No. 436, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 436, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 143) recommending that H.B. No. 578, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 578, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 144) recommending that H.B. No. 918 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 918, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 145) recommending that H.B. No. 920, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 920, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, a no vote on this one. It appears to be a new fee and that's why I'll be voting no. Thank you."

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

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

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

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

"Mr. Speaker, for the same reasons, as it appears to be a fee increase, can I have a no vote."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 920, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 146) recommending that H.B. No. 922, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 922, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 147) recommending that H.B. No. 923, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 923, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, another no vote. This appears to be another new fee. Starting off with $10, it is another fee. I guess the concern is, people wonder why they pay taxes. It's for their government, to sustain their government. But when they go to use something, in a general sense whatever that may be, we hit them again. So they're saying, why am I even paying taxes? And so we hit them with fees. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 923, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISABILITY COMPENSATION DIVISION SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, McDermott and Ward voting no, and with Representatives Cachola and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 148) recommending that H.B. No. 1177 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1177, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 149) recommending that H.B. No. 848, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 848, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 150) recommending that H.B. No. 844 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 844, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 151) recommending that H.B. No. 847, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 847, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 152) recommending that H.B. No. 139 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 139, entitled: "A BILL FOR AN ACT RELATING TO FUNDS TRANSFERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 153) recommending that H.B. No. 206 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 206, entitled: "A BILL FOR AN ACT RELATING TO MANDATORY ETHICS TRAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 154) recommending that H.B. No. 238 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 238, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 155) recommending that H.B. No. 550 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 550, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 156) recommending that H.B. No. 998 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 998, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 157) recommending that H.B. No. 216, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 216, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A FINANCIAL REVIEW BY THE OFFICE OF HAWAIIAN AFFAIRS OF COMPLIANCE WITH SECTION 5 OF ACT 178, SESSION LAWS OF HAWAII 2006," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Cachola and Say being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 158) recommending that H.B. No. 933, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 933, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL SHORELINE ENCROACHMENT EASEMENTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 159) recommending that H.B. No. 872 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 872, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

At 12:50 o'clock p.m., Representative McDermott requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:51 o'clock p.m.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 160) recommending that H.B. No. 879, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 879, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 161) recommending that H.B. No. 880, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 880, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 162) recommending that H.B. No. 364, as amended in HD 1, be recommitted to the Committee on Transportation.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 364, HD 1 be recommitted to the Committee on Transportation, seconded by Representative Awana.

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

"Mr. Speaker, I rise with reservations. Mr. Speaker, this is a bill that has very huge fiscal implications for the mass transit rail project and for the state coffers. This is essentially a ten percent take to administer the GE Tax increase of five percent that came in a number of years ago, which now there's probably a few hundred million dollars that is sitting there. Even though I know this would be proactive, this has major implications for the City and County of Honolulu and it has major implications for the State treasury.

"I just think this needs to be contemplated, discussed, massaged and looked at very, very seriously before we proceed ahead. And that's why I think the recommittal is probably the best thing that we could ever do."

At 12:53 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

Representative Ward rose, stating:

"Mr. Speaker, I am now procedurally accurately saying I withdraw those remarks, but hopefully they will be coming up later when we do get into the Committee where this bill will be in short form, shortly inserted with those various issues. 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. 364, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was recommitted to the Committee on Transportation, with Representatives Belatti, Cachola, Say and Souki being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 163) recommending that H.B. No. 115, as amended in HD 1, be recommitted to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 115, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was recommitted to the Committee on Higher Education, with Representatives Belatti, Cachola, Say and Souki being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 164) recommending that H.B. No. 18 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Cachola, Say and Souki being excused.

SUPPLEMENTAL CALENDAR #1

REPORTS OF STANDING COMMITTEES

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 165) recommending that H.B. No. 942, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water & Land and the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 942, HD 1 pass Second Reading and be referred jointly to the Committee on Water & Land and the Committee on Finance, seconded by Representative Awana.

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

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

"Mr. Speaker, I rise in opposition with brief comments. Mr. Speaker, if the PLDC is a bad bill, this is even worse. Because this is the PLCD morphed or written in a different way, in the same way. If people are against the PLDC I don't see how they can be for this bill, because basically it just crosses out some of their language and inserts harbors and parks development.

"So, what are we trying to do? We're trying to fix PLDC as part of the purpose and the goals and the vision of this session. But, if we sneak in one that says, well, we can do it very narrow, cast as harbors and parks, what have we done. We've kind of pulled a fast one. So, just for the sake of what many people have said they are being against PLDC, this is one of those issues that test it. Thank you, Mr. Speaker."

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS AND PARKS DEVELOPMENT," passed Second Reading and was referred jointly to the Committee on Water & Land and the Committee on Finance, with Representatives Fale, Hanohano, Ing, Thielen and Ward voting no, and with Representatives Belatti, Cachola and Say being excused.

At 1:00 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:00 o'clock p.m.

ORDINARY CALENDAR

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolutions (H.C.R. Nos. 36 and 37) were referred to Printing and further action was deferred:

H.C.R. No. 36, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY AND THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CREATE A REDEVELOPMENT MASTER PLAN AND MORE HOUSING UNITS FOR KUKUI GARDENS AND MAYOR WRIGHT HOMES," was offered by Representative Rhoads.

H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A PERPETUAL, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN KAPAHULU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, AND REPAIR OF AN EXISTING SEAWALL AND STEPS," was offered by Representative Evans.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. If anyone would please return the wine and the tea, and I think we ate the chips and that's fine. Because I need the wine and the tea for this afternoon's hearing. Thank you. No questions asked."

Representative Ward: "Mr. Speaker, just to note, there will be a fellowship luncheon immediately after the session. It will be in Room 437, and we will be having hemp wine communion. This is the fellowship luncheon, for those people are so inclined for spiritual things, regardless of whether they're Buddhist, Atheist, Christian, Jewish, Muslim or otherwise. And we will not have hemp wine there."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
115, HD1	Committee on Higher Education, then to the Committee on Finance
364, HD1	Committee on Transportation, then to the Committee on Finance
632	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
1186	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
1255	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs
1327	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs
1443	Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 1:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 7, 2013. (Representatives Belatti, Cachola, Har, Ito and Say were excused.)

FOURTEENTH DAY

Thursday, February 7, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:06 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Richard Lee Fale, after which the Roll was called showing all Members present with the exception of Representatives Cachola and Har, who were excused.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth and Tenth Days were approved. (Representatives Cachola, Har and Hashem were excused.)

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 5) was received and announced by the Clerk:

Sen. Com. No. 5, transmitting S.B. No. 995, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," which passed Third Reading in the Senate on February 6, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Cachola and Har were excused.)

S.B. No. 995

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 79 and 80) were received by the Clerk and were placed on file:

Dept. Com. No. 79, from the Legislative Reference Bureau, dated January 8, 2013, transmitting the Annual Report on Leave Sharing Program.

Dept. Com. No. 80, from the Office of the Auditor, dated January 14, 2013, transmitting the Annual Report on Leave Sharing Program.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Lokahi.
Lokahi – Unity, agreement, accord, unison, harmony.
He waiwai nui ka Lokahi. Unity is a precious possession.
Mahalo."

INTRODUCTIONS

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

Representative Ohno introduced his former colleagues and their 4th grade students from Fern Elementary School: Ms. Aimee Niwa, Ms. Mary Sueoka, Ms. Laura Marrero and Mr. Mark Atta.

Representative Fale introduced his family: uncle, Norman Harris; father, Tevita Fale; older brother, Daniel Kimball Fale; younger brother, Thomas Whitney Fale; and soon-to-be sister-in-law's family, Bob and Sharon DeMonbrun.

At 12:16 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 166) recommending that H.B. No. 901, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 901, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to this measure. My opposition is stated because I believe this will increase the maintenance fees for condominium association home owners, everyone who lives in a dwelling of that sort. Additionally, the Chair was kind enough to spend a few moments with me and I'm very grateful for that, but I don't have a sense of clarity yet on whether solid waste ash, the way I read the bill, I don't see specific language unless I'm missing it and I welcome anyone to point that out to me.

"Solid waste ash, ash that is municipal solid waste that's already processed, is then exempt from this fee if we chose to ship it. On the Leeward Coast we're running out of space. When a third boiler gets up, it's 900,000 pounds of ash a year. Foreign countries use this, there's about 8% metal in there. At $400 a ton for scrap iron there is some value there and they don't have the environmental regulations, they can use it for other things.

"But a $900,000 premium to pay to ship it out of the State, and it languishes to a facility in the State. To ship it out would make it prohibitive and we couldn't do it. Thank you."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 901, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Health, with Representative McDermott voting no, and with Representatives Cachola and Har being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 167) recommending that H.B. No. 902, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 902, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker. I'm in opposition to this measure as I was to the original bottle bill well over a decade ago. This seems to be an opportunity to, as the infamous Damon Wayans said, 'mo money, mo money, mo money.' And this seems like we're trying to grab every penny, every scrap, we don't want one opportunity to go by to get an extra buck from the taxpayer, the consumer. So, I've got a real concern for this. For consistency purposes from a decade or so ago, I'm still against this. I'm just against it. Thank you."

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

"*Mahalo hoʻomalu ʻōlelo. Like me ʻoia la, kākoʻo ʻole. Mahalo.*

"In translation I said, 'Mr. Speaker, like my colleague I am voting no on that subject matter.'"

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

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

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

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

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

"Mr. Speaker, for very similar reasons that were given, it's very difficult for me to reach into the pockets of working mothers and fathers in my community and to take out even one more penny. So, for those reasons, Mr. Speaker, I will have to vote no on this measure."

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

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

"Mr. Speaker, in strong support. Thank you. The purpose of the measure is to include energy and dietary supplement beverage containers in the deposit beverage container program.

"I have to say, I've always looked at labels. For me personally as a consumer, I do that. And when I look at these types of containers and I look at how they're promoted for people's health, and yet when I read them it's unbelievable how much sugar and how much sodium is in these supposedly dietary and energy drinks.

"Because we work so hard promoting them and getting people to take them, I believe it's just people trying to sell us on things the way they label and market it, and it's really just getting us to drink more and more beverages. I just think it's very appropriate to treat these like the other ones.

"Again, for someone that really has to watch sugar and sodium for health reasons, I really think I can see the nexus and the reason for doing this. 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. 902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale, Fukumoto, Hanohano, Johanson and McDermott voting no, and with Representatives Cachola and Har being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 168) recommending that H.B. No. 911, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 911, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 911, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION TECHNOLOGY OFFICE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Har being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 169) recommending that H.B. No. 754, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 754, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"Mr. Speaker, if I can have a no vote on this measure, please. I'm really concerned with the expansion of the definition. The type of nuisance to be investigated is to include foul or noxious orders, gases or vapors.

"The concern that I have here is that for Pacific Islanders, especially when it comes to the *imu*, I have had personal experiences, so have others within our community, where the cops have been called on us because of the way we cook. I'm very concerned that this measure is going to further affect negatively cultural cooking practices of Pacific Islanders. Thank you very much, Mr. Speaker."

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

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

"Mr. Speaker, with reservations and for the reasons that if we are getting into the cultural arena, this is really going to be a bad one. If there's an exclusion, I would say, ok, noxious orders, pesticides, whatever. But if it goes to your neighbors and we get into the cultural milieu, I think we're really barking up the wrong tree. 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. 754, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Health, with Representatives Fale and Hanohano voting no, and with Representatives Cachola and Har being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 170) recommending that H.B. No. 932, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 932, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Awana.

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

"Mr. Speaker, I rise against this one. Mr. Speaker, if the State is going to try and extract revenue from geothermal, which the best source of geothermal we have is Madam Pele and the energy and steam produced from that, it would seem to me that the natural nexus there would be for the Hawaiian people, OHA or some other loosely identified Hawaiian *hui* or consortium of organizations.

"Again this looks like we're just looking under every rock to try and raise a couple bucks. Again, for two reasons. One is the revenue aspect, but also the nexus, it just jumps out at me that this would be something that would benefit the Native Hawaiian people and not the DLNR. So for that reason, I'm going to vote no."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 932, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINERAL RESOURCES," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Fale, Hanohano and McDermott voting no, and with Representatives Cachola and Har being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 171) recommending that H.B. No. 416, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 416, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ZIPLINES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Har being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 172) recommending that H.B. No. 964, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 964, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

"With reservations, Mr. Speaker. I just would like to comment that a few minutes ago it was said that we seemed to be raising every rock to find a couple dollars, and this measure will give exemption, meaning we're giving away tax dollars that are supposed to be going to the State coffers.

"So, I believe this measure is going to the opposite direction. We need every dollar that's supposed to come to the State, Mr. Speaker. Thank you."

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

"Thank you, Mr. Speaker, in strong support. Mr. Speaker, just for clarification, this actually narrows the exemption to Section 41 and not expands it. I just wanted to mention that. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 964, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTION FOR CERTAIN SCIENTIFIC CONTRACTS WITH THE UNITED STATES," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola and Har being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 173) recommending that H.B. No. 198, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 198, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 174) recommending that H.B. No. 1174, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 175) recommending that H.B. No. 535, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 535, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 535, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 176) recommending that H.B. No. 740 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 740 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

At 12:42 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 740, entitled: "A BILL FOR AN ACT RELATING TO OPEN CONTAINERS OF INTOXICATING LIQUORS IN PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 177) recommending that H.B. No. 90, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 90, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RESPONSE VEHICLES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 178) recommending that H.B. No. 359, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 359, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 359, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 179) recommending that H.B. No. 358 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 358 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"In strong support and permission to insert written comments."

Representative Lowen's written remarks are as follows:

"Mr. Speaker, I rise in strong support of HB 358, Relating to Videoconferencing.

"This bill requires both Chambers of the Legislature to create systems to facilitate neighbor island residents' participation in the legislative process through the use of audiovisual technology, such as videoconferencing.

"I introduced this bill to help make it easier for neighbor island residents to actively take part in the legislative process. Currently, input from outer island residents is largely absent from the legislative process. If outer island residents wish to participate, they must fly to Oahu, usually on short notice and at their own expense. For many people, this isn't possible, and the result is that they get shut out of the process. This is particularly unfortunate when legislation is specifically targeted toward a location or issue specific to a neighbor island. Advances in communication technology makes it possible to provide better access, and we should be doing all we can to put systems in place to make government as accessible as possible to all residents of the State.

"I urge the Members support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 358, entitled: "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 180) recommending that H.B. No. 361, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 181) recommending that H.B. No. 1132 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1132, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 182) recommending that H.B. No. 1209 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1209 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, usually speaking on Second Reading is kind of to shoot a shot across the bow, bring attention to a bad bill. But this one is so good, I'm compelled to stand up and say this is kind of, and many of you heard me speaking over the years that we should have the equivalent of C-SPAN, so for every hearing we get a recording. For every Floor session we have a recording.

"This one actually does that by saying that all of our hearings are going to be recorded and there's going to be an archive, and not only that, it's going to be open for the public to look at. So everything that we say is going to be documented.

"My only doubt about this, if we can do it with what it says by appropriation, $30,000. C-SPAN is obviously a bigger enterprise than that, but this is a breath of fresh air for transparency, it's a breath of fresh air for open government, and I hope everybody follows this through to the very end. 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. 1209, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 183) recommending that H.B. No. 634 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 634 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"I'm going to vote against this measure, Mr. Speaker. I haven't had an opportunity to sit in the Committee hearings, but it's my understanding that the penalty here if you take over a business and you fire people, or lay people off, or reorganize, or transition, which happens a lot. When people try and go in and save a business, they have to make cuts, they have to streamline, they see things differently, and that's why they're often brought in.

"But, here under this bill, say if someone was making $100,000 a year and you have three or four of those people, and that's one of the reasons you're not making any money because you have three guys make $100,000 a year, so you lay them off. And this bill, the way I understand it, you'd have to compensate the dislocated employee the difference between the employee's wages that he was making before $100,000 and what he's receiving in unemployment. So you're still on the hook for $70,000.

"This is insanity if I read this correctly. The businessman won't go into business, he won't buy a business in Hawaii. How can any business operate under those circumstances? When you take over a business, when you go in, you have to change things, and quite often, as painful as it is. Aloha Airlines, my wife worked for Aloha, they laid off a lot of people. They would be on the hook for anything that the unemployment insurance doesn't cover. If what I see is correct, I'm flabbergasted. Thank you."

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

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

"Mr. Speaker, I also rise in opposition to this measure. This is the opposite of my previous speech about what's good. This is a shot across the bow to say that we in this Body are saying you can cross the line between the private and the public sector and this goes way over the line, saying that we are going to intervene into your private affairs.

"I can see the intent is to keep people employed, but it's the market, Mr. Speaker, that keeps people employed. This is a job killer, this is a business killer, this is reinforcing the image that we have, unfortunately, in so many parts of the world, as anti-business, we're not open for business. This is not good for the State of Hawaii. It's not good policy. Thank you, Mr. Speaker."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 634, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, McDermott and Ward voting no, and with Representatives Cachola and Har being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 184) recommending that H.B. No. 1028, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1028, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 185) recommending that H.B. No. 1173, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1173, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 186) recommending that H.B. No. 1367, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1367, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Education, with Representatives Cachola and Har being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 187) recommending that H.B. No. 1249, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1249, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT DISTRICT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Har being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 188) recommending that H.B. No. 476, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 476, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 476, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 189) recommending that H.B. No. 1103, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1103, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 190) recommending that H.B. No. 207, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 191) recommending that H.B. No. 134, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 134, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 192) recommending that H.B. No. 791 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 791 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, I want a ruling on a conflict of interest. I am a member of a number of non-profit corporate boards," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker. Same request, at my law firm I do work with non-profit corporations," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I work for a non-profit," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request as the last speaker. Ruling on a potential conflict. I work for a non-profit as well," and the Chair ruled, "no conflict."

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

"Same request, Mr. Speaker, I do work with a lot of non-profits," and the Chair ruled, "no conflict."

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

"Same request, I'm on the board of a non-profit," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker. Ruling on a potential conflict. My husband works for a non-profit," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request. Ruling on a potential conflict. I'm on contract with a non-profit," and the Chair ruled, "no conflict."

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

"I sit on the board of a non-profit," and the Chair ruled, "no conflict."

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

"Disclosure of a possible conflict. I sit on a board," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker, same ruling but I believe as elected officials, all of us, for the most part, serve as members of boards, so I'm not too sure if this can be a blanket or if we all have to stand up?"

Speaker Souki responded, stating:

"Well, I like to think we're all working for a non-profit agency. Yes. Thank you, no conflict."

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

"Same request, I also serve on several non-profit board of directors. Asking for a ruling on potential conflict of interest," and the Chair ruled, "no conflict."

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

"Same request, Mr. Speaker," and the Chair ruled, "no conflict."

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

"Same request, Mr. Speaker. I sit on several non-profits," and the Chair ruled, "no conflict."

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

"Same request, Mr. Speaker," and the Chair ruled, "no conflict."

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

"Me too, Mr. Speaker. I sit on a board of a non-profit agency," and the Chair ruled, "no conflict."

The Chair then stated:

"May I say there's a standard 'no conflict' for everybody. How about that?"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 791, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 193) recommending that H.B. No. 153 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 153, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 194) recommending that H.B. No. 809 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 809, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 195) recommending that H.B. No. 835 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 835, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Har being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 196) recommending that H.B. No. 329 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 329 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, the high tech industry was born maybe 10 years ago. It died two years ago when we took the Act 221 away from it because of the cost. What they have left is very little incentive and this is one of the GE Tax exemptions which the scientific high tech community has.

"Granted, we have to give all high tech bidders the exemption, but this one pushes aside ours, which we were hoping to grow. And even though they're very small in numbers, I don't think it's time to take away yet, unless they go away entirely.

"There's still a small core, and they came in and they testified and they said, don't take this last thing or one of the few last things that we have left as a incentive from this Body to say that we want to diversify our economy, while we want a high tech industry, the high paying jobs are there, it's just that we need a little bit more time to grow. So, Mr. Speaker, I have serious reservations about this."

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

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

"Mr. Speaker, with reservations. I'm trying to help find high paying jobs for members in my community and a lot of that is going to come from the high tech industry. This bill kind of reminds me a little bit of when my oldest brother would have me in a choke hold, and then after he would release me, my second older brother, who wasn't as big, wasn't as strong, would put me in a choke hold. So even though it's less of a choke hold, I believe it still doesn't help expand the sector of the economy that we're trying to work on. Thank you very much, Mr. Speaker."

Representative Choy rose, stating:

"Mr. Speaker, this is not taking away anything from the high tech community. What this does is it clarifies the exemption to Section 41, making tax administration that much easier. 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. 329, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Har being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 197) recommending that H.B. No. 853 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 853 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 853, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Hanohano voting no, and with Representatives Cachola and Har being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 198) recommending that H.B. No. 862, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 862, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

Representative McDermott's written remarks are as follows:

"Preschool is helpful and should be part of an overall reform agenda. However, before we start to undertake any new initiatives we must reform the current system in place for K-12. We must realize the efficiencies that can be secured, empower parents, and drive the decision making to the school level; after all, the Governor promised this in his New Day plan and I was hopeful we could undergird the core responsibilities before embarking on costly new initiatives.

"I believe comprehensive educational reform can still be done, but not with the ill will the current administration has sown among the educators. The teachers feel betrayed because the Governor misleads them. He promised to end furlough Fridays; he did in the sense that furloughs are no longer on Friday, but on different days. They are now called DWOPS, directed days off without pay.

"Teachers thought they had a friend in the Governor, but DWOPS and the current net negative 2% proposal before them, including health care costs, have led them to believe otherwise.

"They are demoralized, feeling that they have been betrayed. The recent report in the *Star Advertiser* (1/21/13) noting the 17 days sick leave a year that teachers take was a clear indicator of this, far above the private sector employee average. Increased pay will not assuage this morale problem over the long term, only improved working environment where they feel empowered and freed from the shackles of a burdensome bureaucracy.

"Proposing another centralized statewide program is a prescription for the same results we have gotten for a long time, why should we expect anything other than the flexibility of the IRS and the speed and efficiency of the post office.

"Further, why has it taken three years to address education, the most important issue before the State? It is the biggest component of our State Budget being responsible for over 34,000 full-time equivalent full-time employees. Aside from supporting the Governance issue of Board of Education appointments, this administration has done precious little to follow through on their New Day Promises regarding education. Now, the break with the teachers and empty promises has assured us that we shall receive zero meaningful reform from this administration. Their hearts are in the right place, they just lack the necessary leadership skills to execute.

"So, I support the measure, but only as part of an overall strategy."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 862, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," passed Second Reading and was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Cachola and Har being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 199) recommending that H.B. No. 864, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 864, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 864, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Judiciary, with Representative Hanohano voting no, and with Representatives Cachola and Har being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representatives Cachola and Har were excused.)

THIRD READING

H.B. No. 18:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT," passed Third Reading by a vote of 49 ayes, with Representatives Cachola and Har being excused.

At 12:59 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 18

INTRODUCTION OF RESOLUTIONS

The following concurrent resolution (H.C.R. No. 41) was announced by the Clerk and the following action taken:

H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RENAME THE KILAUEA POINT LIGHTHOUSE LOCATED ON THE ISLAND OF KAUAI, HAWAII, IN HONOR OF THE LATE SENATOR DANIEL K. INOUYE," was jointly offered by Representatives Kawakami, Aquino, Awana, Belatti, Brower, Cabanilla, Carroll, Cheape, Choy, Coffman, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane and Yamashita.

Representative Kawakami moved that H.C.R. No. 41 be adopted, seconded by Representative Tokioka.

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

"Thank you, Mr. Speaker, I rise in strong support. Mr. Speaker, I rise in strong support of this resolution that requests from Congress to respectfully rename the Kilauea Lighthouse located on the beautiful island of Kauai amongst what used to be a small rural plantation town in honor of

the late, great, Senator Daniel K. Inouye, and I would like to thank in advance all of my colleagues for their support.

"A lighthouse, Mr. Speaker, is so much more than a tower that provides illumination. For the mariner and sailor at sea, it is a sign that land is near and also warns that hazards are nearby. It guides and protects.

"Mr. Speaker, a lighthouse is hope for a sailor, symbolizing that calm waters and welcoming harbors are nearby. It provides comfort and promises that better times are ahead.

"Mr. Speaker, a lighthouse oftentimes sits upon the highest point of land nearest the sea. Standing alone, tall, in sunny and stormy weather, in darkness and in light, unmoved and calm in the midst of adversity; a symbol of relief. It is strong and stable.

"The lighthouse, Mr. Speaker, is like a star. Ancient Hawaiians looked upon the heavens and gazed at the stars, and it provided a focal point for navigators. It provided direction and guidance.

"There are many ways, Mr. Speaker, that this little lighthouse, at the northernmost inhabited Hawaiian island, is similar to our beloved Senator. Both provide guidance and protection. Both serve to protect the weak from the mighty. Both provide direction and help to navigate the lost to safety. Both provide beacons of hope and comfort.

"Mr. Speaker, on behalf of the Kauai delegation, we would like to thank the family, the friends, those that have fought side-by-side with him during World War II, and of course, his staff, for allowing and giving and sharing such a great man with all of us. He will always be our protector, our navigator, our comforter, our beacon of hope, and he will always be our lighthouse.

"Thank you for allowing me this time to say these few words in support of this resolution, Mr. Speaker. Thank you."

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

"Thank you, Mr. Speaker. I'd like to ask if the great words that were just spoken by the Representative from Kawaihau can be inserted into the Journal as if they were my own. Thank you very much, Mr. Speaker," and the Chair "so ordered." (By reference only.)

At this time, the Chair asked all Members to rise, the motion was put to vote by the Chair and carried, and H.C.R. No. 41 was adopted, with Representatives Cachola and Har being excused.

The following concurrent resolution (H.C.R. No. 42) was announced by the Clerk and the following action taken:

H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE, WHEN APPROPRIATE, ROUTE 200 ON THE ISLAND OF HAWAII AS THE DANIEL K. INOUYE LEGACY HIGHWAY," was jointly offered by Representatives Nakashima, Aquino, Awana, Belatti, Brower, Cabanilla, Carroll, Cheape, Choy, Coffman, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane and Yamashita.

Representative Nakashima moved that H.C.R. No. 42 be adopted, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. United States Senator Daniel K. Inouye was a true statesman, having devoted his life to service of his country in the battlefields of Europe and in the halls of Congress. With values born in Hawaii, the Senator's actions were visionary and looked to invest in the future of Hawaii for generations to come.

"The Saddle Road project is one such investment that will bridge a growing gap between East and West Hawaii, and will serve to foster a greater sense of connectedness between the growing population centers across the vast expanse of the Big Island."

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

"Thank you, Mr. Speaker. I think that the commitment by Senator Dan Inouye really needs to be put in perspective, so I'd just like to share a little bit of the history of Saddle Road, because truly without the commitment and the focus and dedication by our Senator, it would not have happened.

"Saddle Road was built in 1942 by the Federal Government as an access road to the Pohakuloa Army Base. Saddle Road served as a link between East and West Hawaii. But for those us who have always driven Saddle Road, it was not an easy road to navigate. As a matter of fact, when any visitors came for rental cars, they always told them you're not allowed to drive on Saddle Road because of the condition of it.

"In 1992, Senator Dan Inouye initiated formal discussions through the Department of the Army and the Federal Highway Administration with the intent to bring Saddle Road up to modern standards. In May of 1993, Senator Daniel Inouye formed the Saddle Road Community Task Force with secretariat support from the Hawaii Island Economic Development Board as a channel for community input and consensus building. Proposed improvements would upgrade Saddle Road to a two-lane highway with shoulders to provide adequate capacity to handle projected traffic volume 20 years into the future, which is where we're at today.

"Interestingly, in 2009, 22 miles of the 48-mile long Saddle Road Route had been upgraded to modern standards and opened to public traffic. The final segment of the project, Mamalahoa Highway to Queen Kaahumanu Highway at Waikoloa Beach Drive could begin as soon as 2017 and be completed by 2019. Without the dedication, leadership and guidance of Senator Daniel Inouye, it is highly doubtful that Saddle Road would have received the federal attention. It is only fitting that Saddle Road be renamed, the Daniel K. Inouye Highway."

At this time, the Chair asked all Members to rise, the motion was put to vote by the Chair and carried, and H.C.R. No. 42 was adopted, with Representatives Cachola and Har being excused.

By unanimous consent, the following resolutions (H.R. Nos. 20 through 23) and concurrent resolutions (H.C.R. Nos. 38 through 40) were referred to Printing and further action was deferred:

H.R. No. 20, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND HAWAII TOURISM AUTHORITY TO CHOOSE A LOCATION FOR, BUILD, AND OPERATE AN INFORMATIONAL KIOSK FOR THE PUBLIC IN THE HISTORIC DISTRICT OF HONOLULU," was jointly offered by Representatives Saiki, Brower and Rhoads.

H.R. No. 21, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY THE REINTEGRATION OF THE OFFICE OF THE CHANCELLOR OF THE UNIVERSITY OF HAWAII AT MANOA WITH THE OFFICE OF THE PRESIDENT OF THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Takai and Choy.

H.R. No. 22, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was offered by Representative Takai.

H.R. No. 23, entitled: "HOUSE RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.C.R. No. 38, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND HAWAII TOURISM AUTHORITY TO CHOOSE A LOCATION FOR, BUILD, AND OPERATE AN INFORMATIONAL KIOSK FOR THE PUBLIC IN THE HISTORIC DISTRICT OF HONOLULU," was jointly offered by Representatives Saiki, Brower and Rhoads.

H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY THE REINTEGRATION OF THE OFFICE OF THE CHANCELLOR OF THE UNIVERSITY OF HAWAII AT MANOA WITH THE OFFICE OF THE PRESIDENT OF THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Takai and Choy.

H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

Representative Ward rose, stating:

"Mr. Speaker, point of information. May those resos that have been referred to print be discussed, because there is a…"

The Chair addressed Representative Ward, stating:

"The action has been taken already, Representative."

Representative Ward: "So those are not discussable? But, I urge my colleagues to read number 23 where Hawaiians are no longer citizens of the United States or residents of the State of Hawaii, Mr. Speaker."

ANNOUNCEMENTS

Speaker Souki: "I would like to remind the Members of today's triple referral deadline for any bills moving from their first Committee to their second Committee in a triple referral, you must file the Committee Reports with the Chief Clerk's office by 6:00 p.m. this evening. Please allow yourselves and your staff sufficient time to finish that."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
234	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
461	Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 1:09 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 8, 2013. (Representatives Cachola and Har were excused.)

FIFTEENTH DAY

Friday, February 8, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:06 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Shaun Kawakami of Mililani Missionary Church, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Har and McDermott, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirteenth and Fourteenth Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 6 and 7) were received and announced by the Clerk:

Sen. Com. No. 6, transmitting S.B. No. 44, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on February 7, 2013.

Sen. Com. No. 7, transmitting S.B. No. 54, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on February 7, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Cachola, Har and McDermott were excused.)

S.B. No. 44, SD 1
S.B. No. 54, SD 1

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Kahikina.
Kahikina – The East, orient, coming, advent.
Two words: *Ka* – The, *Hikina* – East
Hoʻopuka mai ka lā, mai Kahikina. The sun rises from the east.
Mahalo."

INTRODUCTIONS

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

Vice Speaker Mizuno introduced visitors from Flushing, NY: Mrs. Sylvia Gonzalez; her husband, Mr. Juanito Ong; and daughter, Ms. Jill Viviene Ong. They were accompanied by his staff: Ms. Christine Fehn, Mr. Raytan Vares, Ms. Lynne Guttierez and Mr. Michael Bouffard.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 200) recommending that H.B. No. 400, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 400, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 201) recommending that H.B. No. 1208, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION AND LICENSURE FEES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 202) recommending that H.B. No. 529, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 529, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 529, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 203) recommending that H.B. No. 692, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 204) recommending that H.B. No. 983, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 983, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 205) recommending that H.B. No. 1453, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1453, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Education, with Representatives Cachola, Har and McDermott being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 206) recommending that H.B. No. 429, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 429, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 207) recommending that H.B. No. 1392, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1392, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 208) recommending that H.B. No. 1396, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1396, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 209) recommending that H.B. No. 1422, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1422, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 210) recommending that H.B. No. 564, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 564, HD 1 pass Second Reading and be referred to the Committee on Transportation, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, ruling on a potential conflict. I am a veteran," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request, I'm also a veteran," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

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

"Same request, please," and the Chair ruled, "no conflict."

Representative Cabanilla rose, stating:

"Just a comment, Mr. Speaker, this only applies to disabled veterans. 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. 564, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICULAR TAXES," passed Second Reading and was referred to the Committee on Transportation, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 211) recommending that H.B. No. 1128, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1128, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Cachola, Har and McDermott being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 212) recommending that H.B. No. 161 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 161, entitled: "A BILL FOR AN ACT RELATING TO VETERANS DISABILITY BENEFITS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 213) recommending that H.B. No. 560, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 560, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Cachola, Har and McDermott being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 214) recommending that H.B. No. 1119 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1119, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 215) recommending that H.B. No. 795 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 795, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 216) recommending that H.B. No. 1368, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1368, HD 1 pass Second Reading and be referred to the Committee on Education, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I rise in opposition. Mr. Speaker, this is the first GE Tax increase bill that we're going to be seeing and it was a 1% GE Tax bill, but it was gutted for the purpose of getting where it is today. But this was for the purpose of helping education, a great cause, but I would remind the Members that the great regressivity of our GE Tax is going to hurt a lot of people. And I know there are other bills that are kind of flirting with the idea of a GE Tax increase, and I'm also aware that 36 Members standing or sitting in this Chamber have said, there's no GE Tax increase.

"So, Mr. Speaker, I'm going to be upfront and say, I vote no on this. We've got to take care of our teachers, but I would say, Governor Abercrombie, let's at least give them a contract to start with and then we can handle stuff that has implications with these kinds of things. Thank you."

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1368, HD 1. While I support teachers being properly compensated for the valuable work that they do, increasing the General Excise Tax is not the right way to accomplish this goal. This revision of the measure deleted a sub-account for the Department of Education and the amount of General Excise Tax increase. Thus, it is unclear how much the increase would amount to and for what purpose the increased tax revenue would be used.

"Families around the state are struggling to survive in these difficult economic times, and it would not be prudent to add to their burden by increasing the costs of essentials, goods and services. Furthermore, as the GET is a regressive tax, it will disproportionately affect the lower and middle income earners - those who are least equipped to handle increased taxes."

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

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

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

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 1368, HD1, which increases the General Excise Tax. My primary concern, Mr. Speaker, is that this bill will raise the cost of living for the residents of Mililani. Due to the regressive nature of the General Excise Tax, this bill will also disproportionally hurt the poor more than other segments of society. We must remember that this is a tax on all services and goods, including staples like milk, bread and over-the-counter medication.

"Recently, the Institute on Taxation and Economic Policy named Hawaii one of the 'Terrible Ten' most regressive states for tax laws, primarily because of our existing General Excise Tax rate. Increasing that rate will only exacerbate the problem. For these reasons, I vote no on this measure. Thank you, Mr. Speaker."

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

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

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

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

Representative Fale's written remarks are as follows:

"I am in full support of education and want to help Hawaii's teachers and students, but the purpose of this bill is unclear. This bill increases the General Excise Tax by an unspecified amount, does not specify the account or list the purposes of the funds accumulated. This will send a negative message to the public who already struggle to make ends meet. There are many inefficiencies in the way we spend taxpayer dollars.

"Hawaii ranks in the top ten most regressive states for tax laws. Our poorest families already pay a high percentage of their total income in excise taxes. Increasing the GET would burden families who already struggle with transportation, feeding their families and providing school supplies for their children. We are also coming out of a bad recession. Many are slowly battling back, and an increase in the GET would halt their progress.

"I ask my colleagues to please think about the people this increase will really affect. *Mahalo*."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1368, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Education, with Representatives Cheape, Fale, Fukumoto, Johanson, Thielen and Ward voting no, and with Representatives Cachola, Har and McDermott being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 217) recommending that H.B. No. 1352, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1352, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 218) recommending that H.B. No. 269, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 269, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 219) recommending that H.B. No. 318, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 318, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AUDITING THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Legislative Management, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 220) recommending that H.B. No. 106, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 106, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 221) recommending that H.B. No. 856, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 856, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Thank you very much, Mr. Speaker, in strong support and I would like permission to insert written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"From the sun to the surf to the black sand beaches, Hawaii is known for its pristine natural settings and beautiful weather. With all of those beautiful places to preserve, the State Legislature believes that there is no better way to protect the *'āina* than with a healthy supply of renewable energy sources.

"Hawaii's electricity rates are the highest in the nation. Consumers need access to energy efficient devices that offer real electricity costs savings. The major obstacle for low to moderate income residents in Hawaii is the upfront cash needed or access to credit to purchase solar hot water heaters and solar photo-voltaic systems. Without question, the most important benefit of these renewable resource devices to the consumer is the lowering of their monthly electric bills.

"The Legislature believes that clean energy and energy efficiency should not be for the wealthy only. Hawaii residents who work hard and pay their bills, but find it difficult to save enough money or build enough credit to finance a solar hot water heater or solar photo-voltaic system, should not be shut out of this market.

"The on-bill financing that is detailed in HB856 HD1, allows the consumer to pay for these energy systems through the electricity cost savings on their monthly bill. This not only makes available energy savings to a greater number of Hawaii's consumers, but it also means less oil for every kilowatt hour of energy being conserved or replaced by clean energy.

"Reducing Hawaii's dependence on imported fossil fuel requires significant infrastructure and investment. House Bill 856 seeks to lower Hawaii residents' electric bills immediately and pay for the devices over the long run, while also supporting the State's energy goals of self-sufficiency and security."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 856, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 222) recommending that H.B. No. 562, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Housing, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 223) recommending that H.B. No. 1149, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1149, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 224) recommending that H.B. No. 1056, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 225) recommending that H.B. No. 1278, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1278, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 226) recommending

that H.B. No. 136, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 136, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 227) recommending that H.B. No. 22 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 22, entitled: "A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 228) recommending that H.B. No. 234, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 234, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 229) recommending that H.B. No. 632, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 632, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 230) recommending that H.B. No. 178, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 178, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 231) recommending that H.B. No. 1186, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1186, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 232) recommending that H.B. No. 135 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 135, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 233) recommending that H.B. No. 23, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 23, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 234) recommending that H.B. No. 412, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 412, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 412, HD 1. HB 412 does not accurately differentiate 'sex' and 'gender' which are not interchangeable terms from a legal standpoint. Additionally, the Attorney General raised a number of workability issues including that the 'statutory amendment [the bill] seeks would allow changes to 'gender,' a non-existent data item on birth certificates, the proposed method of amending birth certificates lacks evidentiary reliability, and the part of the amendment that would allow for unsealing sealed birth records upon request may be a violation of the right to privacy under the State Constitution.' For these reasons, I do have concerns with this measure."

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 412, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATES OF BIRTH," passed Second Reading and was referred to the Committee on Judiciary, with Representative Cabanilla voting no, and with Representatives Cachola, Har and McDermott being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 235) recommending that H.B. No. 1383, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1383, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Cachola, Har and McDermott being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 236) recommending that H.B. No. 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har and McDermott being excused.

Representatives Belatti and Nakashima, for the Committee on Health and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 237) recommending that H.B. No. 1483, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1483, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Thank you. I'd like to just express my appreciation to the Chairs for their hard work, but please note my reservations."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1483, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representatives Belatti and Nakashima, for the Committee on Health and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 238) recommending that H.B. No. 1484, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1484, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

"Mr. Speaker, please note my reservations. Mr. Speaker, the concern I have regarding this measure before us, not only the development of an HHSC personnel system but also the intent of the initial measure which was to move, what I think is backwards, in reestablishing a corporate system.

"If Members recall, one of the criticisms years ago was that the regional areas in which these hospitals serviced, did not feel they had appropriate input in directing and influencing the quality of care and a direction of care within their communities.

"So in an attempt to allow our constituents, those who live in those areas, to have input in how their hospitals were run, we need instituted regional boards. So my concern, Mr. Speaker, on this measure, is that we've reconstituted a centralized system which unintended consequences is that those on the neighbor islands will actually have less input in the quality and breadth of their care. Thank you, Mr. Speaker."

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

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

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

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

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

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

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

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

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

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

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

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

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

"I rise in support. Thank you. That bill got significantly amended by the Committee and I believe that the amendments are really worthy of this moving forward. Clearly, the amendments are about retaining the system as it currently exists, however it does change how we deal with our employees from prospective, out in the future.

"I believe it's important that we start making changes to our Hawaii Health Systems Corporation. Anyone that's known me over the years being here, knows that I really want us to move more to a private system. I

believe that if we're going to have systems that are supported by government that we should really move towards supporting the community health centers, definitely committed to them, because they are the ones out in the rural areas of our community which is very difficult to support. They're very small, they don't have a lot of services, they feed into the bigger hospitals, but they provide much needed services to those rural areas. So I'm all about the community health centers, and I believe we need to go that route and support that.

"But when it comes to the big hospitals that are in our community, we have to start changing them. This does not change Hawaii Health Systems Corporation yet, moving it to the private sector. It's addressing employees out in the future. It's also talking about the boards and what we want the boards to be looking at. And so with that, I think we have to keep moving on this issue, because status quo, I do not believe is working for the best of the residents of Hawaii. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 239) recommending that H.B. No. 874, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 874, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD VICTIMS OF SEX AND LABOR TRAFFICKING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 240) recommending that H.B. No. 810, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 810, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 241) recommending that H.B. No. 811, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Economic Development & Business and the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 811, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING," passed Second Reading and was referred jointly to the Committee on Economic Development & Business and the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 242) recommending that H.B. No. 357, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 357, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

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

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

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

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

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

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

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

"Thank you very much. In support. This bill in particular is a solution that was come up with to address a problem that has been at the forefront of Hawaii's doorstep for decades. We're going to be losing our fresh water supply in the coming decades as global warming continues to move trade winds off of our Ko'olau. This bill would appropriate funding, in particular to allow the Department of Land & Natural Resources to move forward with protections to address that issue and maintain fresh water for the State.

"On top of that, because the counties have passed bans on plastic bags across the State, retailers now are facing increased costs because they're going to have to give out paper bags, biodegradable bags, all of which carry significantly increased costs to the businesses.

"What this bill will do is not only address our watershed issues, but on top of that will give funding back to our businesses to help reimburse their additional costs so that they don't have to pass costs onto consumers. So this is a measure that is not only going to protect the businesses, it's going to protect consumers, and it's going to give consumers who want to buy bags and pay the 10-cent fee a choice, so that when folks show up, they have that option and they're not just going to be forced to absorb the cost that retailers put forward. Thank you very much."

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

"Mr. Speaker, I just wanted to clarify my opposition. I actually am fully in support of taking care of the environment and making sure our watersheds are protected, but my concern here is that the average person that maybe can't drive a far way to go to the grocery store and has to take the bus, it's hard to carry bags, and they have small apartments, they don't have a place to keep the bags. And they can't make that choice to pay 10 cents extra because they're already struggling. That's my biggest concern here and that's why I'm in opposition. Thank you."

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

"Mr. Speaker, please enter a no vote. Basically I think this is an ill-advised policy to tax the consumers at the benefit of the marketplace, in particular, grocers, who will be making exorbitant profits at 10 cents a bag. I think it's basically a subsidization of these grocers at the expense of the consumers, many of them who will be adversely affected by this.

"I also note that, over the last several years we've been looking at these kinds of bag bills. In fact, I think Oahu was the last county last year to enact a bag ban. I think it would do well for us to consider that in place is a

ban on all the islands that were designed by the different county governments, pursuant to their home rule authority, to design the most appropriate bag bans for their constituents on the neighbor islands and on Oahu.

"So I think we should give this bag ban here, actually it's not a bag ban now it's just basically a fundraising measure, careful examination on the costs that would be imposed upon our consumers. I heard someone saying that this ban would indirectly give Safeway Corporation a $2 million check for the cost of their plastic bags, and I think that's not the right way to go. Thank you."

Representative Lowen rose in support of the measure and asked that the remarks of Representative Lee be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

"In strong support, and same request. Also, I'm from Maui where we had plastic bags banned for quite some time now and it's really no problem to bring your own canvas-type bags."

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

"Thank you, Mr. Speaker, with reservations. I do support the intent because we need to take care of the environment. However, the cost per bag as written right now I think is exorbitant for our constituents to bear. Thank you."

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

"Mr. Speaker, ruling on a conflict of interest, please. My wife's family owns a retail grocery business," and the Chair ruled, "no conflict."

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

"Same request," and the Chair ruled, "no conflict."

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

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

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

"Mr. Speaker, ruling on a potential conflict. I have a retail outlet," and the Chair ruled, "no conflict."

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

"Mr. Speaker, can I get the same ruling. My wife has Safeway as a client," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"I'm voting no on the measure. I would also like to clarify, Mr. Speaker, the reason why I'm voting no on this measure is that I asked directly to the Department of Health and to the Department of Land & Natural Resources if they would reassess their support of this measure if the economic numbers came back and said that it would impact the lowest economic brackets. Because my feelings are that it will. And they said that if this does impact the lowest economic brackets, that they would reconsider their support of this measure.

"As I stated in Committee, I'm not going to reach into the pockets of working mothers and fathers in my community and take one more penny out to pay for anything, because we're dying out there. This measure, and we've raised it, there are cultural ways in which we can address the watershed issue that weren't taken into consideration when this measure was moved forward."

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

Representative Jordan rose, stating:

"Mr. Speaker, please change my reservations to a no vote. 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. 357, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale, Fukumoto, Hanohano, Jordan and Oshiro voting no, and with Representatives Cachola, Har and McDermott being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 243) recommending that H.B. No. 904, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 904, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 244) recommending that H.B. No. 497, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 497, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'm rising to speak in support of the measure, but I also would like to urge the Members to use caution as we move this measure forward and then over to the Senate. I don't believe we should reduce the tax credits for photovoltaic anymore beyond what is in this bill. I think we've gone down to the bare bones.

"This is a vibrant industry, it's one of the stars in our economy, and the understanding from the economist from the University of Hawaii is that for every tax dollar credit, we generate over $2 back into our economy. I think that makes good sense. So when you read the bill, and particularly the amounts that are on page 2 and page 3, let's hold the line firm in the House and not go below that percentage of those tax credits.

"The other thing is that there's going to be a study required from Department of Business and Economic Development. It might even be better to make that study be further out. It's going to be three years out now. I'm not sure if that's going to give quite enough time for everything to stabilize, because we sent a lot of mixed signals that scared off the residential property owners from going ahead with photovoltaic. Now if we go ahead with this bill, we'll have a good signal that it's going to be stabilized at these specific percentages and you can go ahead and put in your project feeling some confidence. I think that if we allowed a study on that to occur, let's say after 4 – 5 years, then we might even at that point decide that we should ramp up those tax credits again.

"The end result is that we can get homes virtually off of the grid, and that's going to be a huge plus for Hawaii. We would keep that money that we're sending out now to buy foreign fossil fuel, we'll keep that in the State. And Mr. Speaker, that is going to be the economic engine for our

State. I really think green energy means green money in our economy. So everything we can do to encourage that, I would say let's do it. But let's hold the House position firm. I'm not sure what's going to happen in the Senate, but I think we ought to be linking arms and saying, our position is the one that has to prevail. Let's hold our line that we set. We've drawn a line in the sand and 51 of us should stand firm with that line. Thank you."

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

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

"I rise with reservations with a few comments, Mr. Speaker. Mr. Speaker, I think the concerns expressed by my colleague from Kailua are very well taken. I take them a little bit more seriously when they've actually ramped down the percentages of the credit that can be taken. For example, it's now 35%, it goes down in 2015 to 25%, 2016 down to 20%. The point is, the structure of the incentives are going to fade away. They're going to dissipate.

"Mr. Speaker, we have to realize that of the electricity going through the grid right now, less than 1% is PV. Less than 1% is PV. This industry is such an infant, I call it a zygote. If we take too much of the incentive away, we will then leave it to the millionaires who can do it rather than the small guys who might be able to afford it with these very small incentives.

"One more case in point, for the last 30 years we've incentivized the solar water heater. To this day we have less than 29% of our homes that heat their water by the sun. We have the possibility of becoming the nation and the world leader in this, and if we don't give some incentives, even though this does give incentives, it kind of damns with faint praise, if I can use the Shakespearean term.

"The point is, Mr. Speaker, I hope that any Committee that handles this in the future is not going to say, well that's still too much. DOTAX says this is $30 million or $50 million. Well think of the $6 billion that we're giving to the Middle East and we're giving to all those fossil fuel producers in the other parts of the world. Thank you, Mr. Speaker."

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

"Thank you, in support. Just very briefly, there were a number of good discussions had on the ramped-down feature of this bill. I think what's at question here is what is the right size for this credit, and that's what we're really trying to achieve.

"In fact, members of the industry themselves actually asked for a more aggressive step down because what's coming are other bills, one of which was on our agenda today which we already voted through, which would provide, in the future, on-bill financing, and provide the means so that folks can get solar financed up-front and make renewable energy systems like this far more available to those who otherwise would never be able to afford it even with credits as generous as they have been.

"So this is a way to both maintain the forward momentum that we have in our economy with our construction and solar industries, and at the same time make sure it's not going to have a significant dent on our budget. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 497, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 245) recommending that H.B. No. 1200, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1200, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 246) recommending that H.B. No. 120, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 120, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

"With reservations, Mr. Speaker. I would like to make a few comments. I do support the intent which is the reporting on a website. My reservation is how the bill is currently written at this point and I hope to work with the Committees on how we can make it fair to both sides.

"As written right now, when somebody comes and inspects the facilities, they get reported on the website. I would like the reporting after the investigation has been done, to make sure that that is really how it is.

"And secondly, there should be a tier system. The ones that need to be reported are the actual violations to the patient. Care violations as opposed to just administrative or paperwork violations. Those are my concerns, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 120, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representatives Aquino and Takai, for the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 247) recommending that H.B. No. 849, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 849, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 248) recommending that H.B. No. 748 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 748, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 249) recommending that H.B. No. 97, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 97, HD 1 pass Second Reading and be referred to the Committee on Energy & Environmental Protection, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to this. Mr. Speaker, it's been an honor to be, for the first time in my 16, 14, 15 years here, to be on the Ag Committee. It's really an eye opener. This bill basically is to ask, it's a 'Mother, May I' to the Department of Agriculture. May we create a genetically modified organism.

"This will stifle intellectual academic freedom. A professor may have to go get permission, and it says a public hearing, before an organism can be developed. Imagine what that would do the UH system. It would be a constraint of trade in terms of what could be brought in to the State.

"I know there's a lot of concern about GMO. We have to look at it, but in terms of what this bill asks for I think it's going a little bit overboard, and because of those reasons, I'm voting no."

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

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

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

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

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

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

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

"Thank you, Mr. Speaker, in support. I just want to encourage the Members to take a look at the actual language of the bill before making any judgments. This is a controversial issue, GMO, but it's important that we start looking at it very closely and that we have this discussion. There are different visions of the world and how we're going to feed it.

"In Hawaii we have many different visions moving forward at the same time and I think in order to make sure that we can coexist, we need to have this critical conversation and make sure that nobody's hiding any information and that everything's above board. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 97, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF AGRICULTURAL PRODUCTS AGAINST INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representative Ward voting no, and with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 250) recommending that H.B. No. 1260, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1260, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 251) recommending that H.B. No. 673, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 673, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

"In opposition, Mr. Speaker. Most of the farmers in our State have problems with sustainability. It's not really one of those businesses where you can garner a lot of money and most of them are barely making it. This fee that's being imposed on them is another cost item that they need to worry about or report. So with that, I stand in opposition. Thank you."

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

"Thank you, Mr. Speaker, I just wanted to stand in support and clarify that there is no authorized fee. It's authorizing the Department if they need to move forward with a fee, and this is simply allowing them to put together the information they currently have on pesticides so that the public can also have that same information. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 673, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Second Reading and was referred to the Committee on Health, with Representative Cabanilla voting no, and with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 252) recommending that H.B. No. 1145, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1145, HD 1 pass Second Reading and be referred to the Committee on Transportation, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1145, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL TRANSPORT," passed Second Reading and was referred to the Committee on Transportation, with Representatives Cachola, Har and McDermott being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 253) recommending that H.B. No. 174, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 174, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a conflict of interest. My wife's family owns a retail grocery business. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, may I have a ruling on a potential conflict. My spouse represents a pharmaceutical company with GM products," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I rise in support. Having grown up on a farm and now representing a large agricultural district, my first priority is providing local food for local people, and I think we all know that there's been a large outcry from the public on the right to know. And I believe that consumers do…"

Representative Evans rose to a point of order, stating:

"Mr. Speaker, point of order. The Representative, when she was talking, was looking at us, this direction, and I think decorum is, you look at the Speaker."

The Chair addressed Representative Cheape, stating:

"Representative Cheape, if you can just focus your comments to the Chair."

Representative Cheape continued, stating:

"I apologize. To continue on, I believe that consumers have the right to know what's in their food, but also it's important for local agriculture to succeed long term in Hawaii, that we don't hurt the local farmers and I feel a lot of people felt that this bill didn't go far enough. But I think a more overarching bill would have possibly hurt the small local farmer.

"This bill only requires labeling on genetically modified food coming into our State. Not for processed food or food that is produced here locally. And a more overarching bill could have possibly placed a burden on our small farmers. For instance our livestock farmers, if they had to find out if their feed was genetically modified or not, it could put a cost onto our small farmers.

"I believe that it's our responsibility as lawmakers to listen to the public, and there has been a long standing outcry. I think that this bill is that first step in moving forward in addressing that issue without hurting our local farmers. Thank you."

Representative Kawakami 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 of interest. Our family owns a retail operation that imports food," and the Chair ruled, "no conflict."

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

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

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

Representative Ing rose in support of the measure and asked that the remarks of Representative Cheape be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto 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 Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 174, HD1. The measure addresses labeling for genetically modified food products. While I appreciate the intent, I am concerned that this bill as drafted could lead to consumer confusion.

"As I read this bill, a consumer could go to the grocery store and face a choice between two bins of fresh corn – one from the mainland and one from a local farm. Both could be GMOs, but only one would be labeled as a genetically modified food product. The consumer who is concerned about GMOs may choose the local corn, thinking that it is not a GMO, even though it is.

"As I mentioned earlier, I appreciate the intent and applaud the effort to promote local products, but as this bill moves forward, I want to ensure that we are being fair to local consumers. Thank you, Mr. Speaker."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD LABELING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Har and McDermott being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 254) recommending that H.B. No. 231, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Har and McDermott being excused.

ANNOUNCEMENTS

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
17	Committee on Transportation, then to the Committee on Finance
18	Committee on Legislative Management
19	Committee on Judiciary
20	Committee on Tourism, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
21	Committee on Higher Education
22	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Tourism
23	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

H.C.R. Nos.	Referred to:
32	Committee on Transportation, then to the Committee on Finance
33	Committee on Legislative Management
34	Committee on Judiciary
35	Committee on Public Safety
36	Committee on Housing, then to the Committee on Finance
37	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land
38	Committee on Tourism, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
39	Committee on Higher Education
40	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

H.B. Nos.	Re-referred to:
93	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:54 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, February 11, 2013. (Representatives Cachola, Har and McDermott were excused.)

SIXTEENTH DAY

Monday, February 11, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Faye P. Hanohano and Ms. Julia Peleiholani, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Har, McKelvey and Takai, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 225) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 225, dated January 31, 2013, transmitting the 2012 Annual Report of the Department of Labor and Industrial Relations, pursuant to Act 100, SLH 1999.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 8 through 10) were received and announced by the Clerk:

Sen. Com. No. 8, transmitting H.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," which passed Third Reading in the Senate on February 8, 2013.

Sen. Com. No. 9, transmitting S.B. No. 839, entitled: "A BILL FOR AN ACT RELATING TO POLICE DEPARTMENT REPORTS TO THE LEGISLATURE," which passed Third Reading in the Senate on February 8, 2013.

Sen. Com. No. 10, transmitting S.B. No. 306, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," which passed Third Reading in the Senate on February 8, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Cachola, Har, McKelvey and Takai were excused.)

S.B. No. 306, SD 1
S.B. No. 839

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Mahiʻai.
Mahiʻai – farmer, planter, cultivator.
Mahi – to cultivate, farm or have a farm plantation.
ʻAi – food or food plant.
Mahiʻai – farmer.
Mahalo."

INTRODUCTIONS

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

Representative Hanohano introduced members of the Hawaii Equality Group.

Representative Nishimoto, on behalf of Representatives Kobayashi, Tokioka and himself, introduced students from the Hawaii School for the Deaf and the Blind; their teacher, Mr. Jared Katakura; and assistants, Sarah and Bryce.

At 12:13 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 255) recommending that H.B. No. 742, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 742, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 742, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 256) recommending that H.B. No. 840, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 840, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to this measure. Mr. Speaker, this is a needed measure, and although I'm in opposition, I acknowledge that. The people it will hit, Hawaii Banker's Association, Hawaii Financial Services Association, actually testified in support of this. It's kind of a housekeeping measure. It's to bring our state charter banks up to speed with the federal regulations, so I understand that.

"My 'no' really is an objection to the unfunded federal mandate that these regulations place upon the State as a burden to the users of these services. Because at the end of the day, although the bank association supports it and the other regulatory agencies support it, it's going to be passed on to the consumer. So that's my no vote. Not an objection to the methodology or procedures that the committee process brought this forward. Thank you."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 840, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 257) recommending that H.B. No. 7, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 7, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 258) recommending that H.B. No. 92 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 92 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 92, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 259) recommending that H.B. No. 494, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 494, HD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 260) recommending that H.B. No. 762, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 762, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 261) recommending that H.B. No. 1089, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1089, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 262) recommending that H.B. No. 71 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 71 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 71, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 263) recommending that H.B. No. 1072 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1072, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 264) recommending that H.B. No. 1328 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1328, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 265) recommending that H.B. No. 1382 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1382 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, I rise with reservations on this measure. Mr. Speaker, this bill limits the speed of jet skis to 30 mph. For those of us in districts which have jet skis, this is a very important bill. 30 mph is safe. And for the record, I want to note that in my district, Maunalua Bay, the actual commercial company that I spoke with has his jet skis at 25 mph, so there's nothing wrong with this.

"The problem that I have with this, and what I think the other members of the industry have, is that it does not exempt rescue workers. If you're going to go out and save somebody, you don't want to have a jet ski that only goes 30 mph. If you're going to tow somebody in you want to have full force of your horsepower. Jet skis can go from 30 to 40 with the small engines, up to 40, 50, even maybe 60 mph. So unless the rescuers are exempt from this, this bill has a big *puka* in it, Mr. Speaker, and I would hope the next committees will correct that. Thank you."

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

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

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

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

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

"Thank you, Mr. Speaker, in strong support, permission to insert written comments. Thank you. And just to my colleague from Hawaii Kai, I agree with his statement, and similar to our roads we have speed limits but then for emergency vehicles as well as law enforcement, they can break those speed limits. Thank you."

Representative Brower's written remarks are as follows:

"Mr. Speaker, the parents of the 16 year old California native who died in a jet ski accident last summer approached me about introducing this bill to prevent more innocent people from getting killed. They refer to this bill as 'Kristen's Law,' named after their daughter. They believe that excessive speed was a contributing factor in her death.

"According to testimony from the family's attorney, people who rent personal watercraft (PWC) tend to be less experienced than people who use privately owned PWCs. Restricting the speed limit to 30 miles per hour will protect them from any recklessness or negligence that is heightened by this lack of experience.

"We have speed limits on our roads, and emergency vehicles may exceed those limits in special circumstances. Similarly, this bill is not intended to restrict emergency personnel and staff.

"This bill is reasonable. I look forward to continuing the discussion in the Judiciary Committee."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1382, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," passed Second Reading and was referred to the Committee on Judiciary, with Representative Fale voting no, and with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 266) recommending that H.B. No. 1424 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1424, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 267) recommending that H.B. No. 679 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 679, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NATIVE HAWAIIAN CENTER OF EXCELLENCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 268) recommending that H.B. No. 1093 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1093 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1093, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES," passed Second Reading and was referred to the Committee on Finance, with Representative Coffman voting no, and with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representatives Hanohano and Takumi, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Education, presented a report (Stand. Com. Rep. No. 269) recommending that H.B. No. 1317 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1317, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 270) recommending that H.B. No. 252, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 252, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 271) recommending that H.B. No. 481, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 272) recommending that H.B. No. 483, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 483, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

"Mr. Speaker, with reservations and a very brief comment. This bill obviously deserves further deliberation, discussion and openness, but the way it's designed it's just not practical. When they're putting a cap on the amount of rent that is going to be charged and set aside for taro lands, that's a really difficult proposition. There's only 600 acres, according to the testifiers, that are presently now under taro production. Thank you, Mr. Speaker."

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

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

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

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

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

"Thank you, Mr. Speaker, in support. I'd like to just make a couple notes for the Members. There was a very important Taro Task Force meeting today, and for any of you who were able to see it or join us you'll know how critical taro lands are in Hawaii. There's been so much work to make sure that we take care of and even inventory these lands.

"So, I think that the Taro Task Force has made these recommendations. They've been working with the State, and this bill is critical for all of those reasons. *Mahalo*."

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

"*Kako'o loa*. In strong support, and it's because there hasn't been enough discussion and enough due diligence of the State to take care of our taro, that we still need this task force to be here. And also for Members that need to be more educated on taro, I'll be having another informational briefing on Wednesday between 5 and 7, so you can pick up your *mana'o* from there. *Mahalo*."

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

"Thank you, Mr. Speaker, with reservations. I'd like to also say that my reservations come from, I represent the district that produces the largest amount of *kalo* in the State of Hawaii. We've had members that sat on the Taro Security and Purity Task Force that were so frustrated that they couldn't get their comments inserted into the document that they withdrew themselves from the process. So, my reservations are held basically on having the largest producer of *kalo* being omitted from the report. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 483, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TARO LANDS," passed Second Reading and was referred to the Committee on Finance, with Representative Tokioka voting no, and with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen were excused.)

REPORTS OF STANDING COMMITTEES

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 273) recommending that H.B. No. 941 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 941, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION," passed Third Reading by a vote of 45 ayes, with Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen being excused.

At 12:59 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 941

THIRD READING

H.B. No. 231, HD 1:

By unanimous consent, action was deferred one legislative day.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 24) and concurrent resolution (H.C.R. No. 43) were referred to Printing and further action was deferred:

H.R. No. 24, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE CITY AND COUNTY OF HONOLULU BOARD OF WATER SUPPLY TO ENTER INTO DISCUSSIONS TO TRANSFER OWNERSHIP AND MANAGEMENT OF THE WAIAHOLE WATER SYSTEM TO THE BOARD OF WATER SUPPLY," was offered by Representative Cabanilla.

H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE CITY AND COUNTY OF HONOLULU BOARD OF WATER SUPPLY TO ENTER INTO DISCUSSIONS TO TRANSFER OWNERSHIP AND MANAGEMENT OF THE WAIAHOLE WATER SYSTEM TO THE BOARD OF WATER SUPPLY," was offered by Representative Cabanilla.

ANNOUNCEMENTS

Representative Woodson: "Mr. Speaker, thank you very much. As we're all aware, Mr. Speaker, Valentine's Day is right around the corner. We are working with the Representative from the Big Island, Hilo, with offering a Valentine's Day Special. So, Valentine's Day is this Thursday, and we are doing a fundraiser for the Food Bank. If you'd like to consider purchasing a lollipop or a truffle for $2. And we're also offering a dozen roses for well under market value at $25. So, if you have any questions or if you'd like to share your *aloha* with your fellow colleagues or if you have a love interest in the building, please come by our office or Room 313, and we'll be willing to take care of you."

Representative Awana: "Mr. Speaker, I'd like to take this opportunity to congratulate the Kalani Falcons Boys Soccer Team for winning the Division I Championship during a long-fought, double overtime game against Punahou this Saturday. Mr. Speaker, as a Legislator who represents the opposite side of the island, I share this information with you and the Members not only because my daughter is a senior at this school, but also because there was a deeper inspirational story that we can all relate to, and that is a message that we must all strive to do the best that we can. And sometimes there may be surprises and unexpected situations that arise, and

how the human spirit is able to work through these great challenges on and off the sports field.

"Mr. Speaker, at this point I will keep the Members in suspense on the back story because I do not have enough time nor do I have enough tissue to pass out to everyone. And I would urge Members to take just a few minutes to read the article on the front page of this morning's *Star Advertiser: 'Heartbreaking Win'*. Mr. Speaker, I am requesting to enter this article into the Journal. This article is what we call a good read. And also a friendly reminder not to forget your tissue, Members. Thank you, Mr. Speaker."

Representative Awana submitted the following *Honolulu Star-Advertiser* article:

'Heartbreaking' win
By Michael Tsai and Jerry Campany
POSTED: 01:30 a.m. HST, Feb 11, 2013

For hero of the game Leo Klink, the euphoria of leading the Kalani Falcons soccer team to a state championship lasted only as long as it took to walk off the field in victory.

Klink, who scored two goals in regulation and another during the shootout to give Kalani a 3-2 victory over Punahou on Saturday, played the end of regulation plus two overtime periods and the shootout unaware that his mother, Hiroyo Klink, 52, had suffered a brain hemorrhage while watching the game and been rushed to a nearby hospital.

As soon as the game ended, coaches told Klink what had happened. Still in his mud-caked cleats, Klink was rushed to the hospital, where his mother had been placed in a medically induced coma.

"It was definitely heartbreaking," Klink said by telephone Sunday. "I went from tears of joy to tears of sadness."The evening had started well for Klink and his Kalani teammates. Twice Punahou scored go-ahead goals in regulation, and twice Klink responded to even the score.

With 25 minutes left, Klink's mother left her seat in the stands to go to the restroom. As she walked down the bleachers, she became dizzy.

Klink's father, Paul, noticed that she was dragging her left arm and leg. Using a tip from a stroke-awareness video he'd recently seen, he asked Hiroyo to smile.

"The left side of her face was unresponsive," Paul Klink said.

Against her protests, Klink called 911, and the game was stopped for 10 minutes so she could be placed in an ambulance.

She made it clear that she didn't want her son to know what had happened. She wanted him to keep playing.

Kalani head coach Mike Ching said he struggled with keeping the news from his star player. And when the two overtime periods expired with the score still knotted at 2-2, Ching even questioned the wisdom of turning to the Oahu Interscholastic Association's leading scorer and reigning boy soccer player of the year.

"I didn't know what to do," Ching said. "I am just a high school soccer coach. Even during penalty kicks, I didn't want him to take it because what if he misses and we lose and he has that piled onto him along with his mother? But nobody else wanted to take it; they all wanted Leo."

As usual, Leo came through, scoring goals along with teammates Ryan Bui and Steve Teshima. Goalie Kazuto Moribe sealed the victory, turning back a Punahou penalty kick.

"I celebrated with the team, shook the Punahou players' hands, then did an interview," Klink said. "Then the coaches came over and told me what happened."

TV commentators noted Klink's quick exit and mistook his tears for the emotional release of victory. Klink's teammates understood the magnitude of the tragedy immediately.

"They were bawling their eyes out when we told them," Ching said of Klink's soccer teammates. "Leo is probably the biggest sweetheart you'll ever meet on the field. He's a big mama's boy, in the best way. He's the most unassuming superstar I've ever met, and he loves his mother."

What appeared to be a stroke turned out to be a brain hemorrhage. In the hours after her arrival at the hospital, Hiroyo Klink's brain swelled to quadruple its normal size, putting her life in extreme jeopardy. Doctors hope for the best but fear she might not survive the next two or three days.

Leo Klink remained at his mother's side all day Sunday, telling her that he loves her, that she'll get better, that everything will be OK.

"She's the hardest worker I've every known," Leo said. "She gets up at 6 every morning to make me breakfast, then takes me to school and goes to work. Later she picks me up from soccer practice, goes home and makes dinner for us. She's always working for us."

The Klinks aren't alone in their vigil. Immediately after the game and throughout the night, scores of teammates from Kalani's soccer and football teams as well as Leo's Abunai club team came with their families to lend their support.

"The love and caring that have been expressed to us is just overwhelming," Paul Klink said. "It's nuts and it's beautiful. This has been the best and worst 24 hours of our lives."

Representative Kawakami: "Thank you, Mr. Speaker, and I'm also glad to announce that up on the hills of Kapahi we have our very own champs in Kapa'a Warrior Boys Soccer as they're the Division II State Champs. *Mahalo*."

Representative Hanohano: "We would also like to congratulate Kamehameha Girl's Basketball Team for their championship. And we would like to also congratulate Konawaena Wildcats for coming in second. So, *imua, na moku o keawe* – move forward for Hawaii Island. *Mahalo*."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.B. Nos.	Referred to:
94	Committee on Housing, then to the Committee on Finance
995	Committee on Water & Land

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
353	Committee on Finance
1219	Committee on Health, then to the Committee on Finance
1298	Committee on Human Services, then to the Committee on Finance

ADJOURNMENT

At 1:03 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 12, 2013. (Representatives Cachola, Har, Lee, McKelvey, Takai and Thielen were excused.)

SEVENTEENTH DAY

Tuesday, February 12, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Guy Kapeliela of Hope Chapel, after which the Roll was called showing all Members present with the exception of Representatives Cachola and Takai, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 11 through 14) were received and announced by the Clerk:

Sen. Com. No. 11, transmitting S.B. No. 319, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," which passed Third Reading in the Senate on February 11, 2013.

Sen. Com. No. 12, transmitting S.B. No. 328, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," which passed Third Reading in the Senate on February 11, 2013.

Sen. Com. No. 13, transmitting S.B. No. 454, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION," which passed Third Reading in the Senate on February 11, 2013.

Sen. Com. No. 14, transmitting S.B. No. 1116, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITION OF PUBLIC HOUSING PROJECT," which passed Third Reading in the Senate on February 11, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Cachola and Takai were excused.)

S.B. No. 319
S.B. No. 328, SD 1
S.B. No. 454, SD 1
S.B. No. 1116, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 81) was received by the Clerk and was placed on file:

Dept. Com. No. 81, from the Department of Budget and Finance, dated January 18, 2013, transmitting the report, Section 133.2 Overtime and Compensatory Time, pursuant to Act 164, SLH 2011, as amended by Act 106, SLH 2012.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Anuenue.
Anuenue – Rainbow.
He Lei Anuenue kēia. This is a rainbow garland.
Anuenue – Rainbow.
Aloha."

INTRODUCTIONS

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

Representative Lee, on behalf of Representatives Ito, Thielen and himself, introduced students from St. John Vianney School in Kailua; teachers, Ms. Malia Busekrus and Ms. Kanoe Turner; and chaperones, Ms. Erin Liftee and Ms. Janice Gomes.

At 12:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:32 o'clock p.m.

ORDER OF THE DAY

UNFINISHED BUSINESS

H.B. No. 231, HD 1:

By unanimous consent, action was deferred one legislative day.

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 274) recommending that H.B. No. 70, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 70, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 275) recommending that H.B. No. 473 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 473, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 276) recommending that H.B. No. 858 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 858 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I stand in strong support and have a brief comment. This bill is historical, historical, historical, because it is one of the first bills I've ever seen where in our committee reports the word entrepreneur or entrepreneurship is mentioned. It's for growing the pie rather than slicing it in smaller pieces. This is an excellent bill. 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. 858, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," passed

Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 277) recommending that H.B. No. 965 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 965, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 278) recommending that H.B. No. 1126, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1126, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Stand. Com. 278, regarding beer. I have reservations on this bill and there's nobody who's actually doing what this bill says it's going to do, like mislabeling. It's not a Kona Coffee situation, it's an attempt to either draw a turf fight between some different islands that are brewing or whatever, but I think it's one we should not pass. 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. 1126, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING AND MARKETING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 279) recommending that H.B. No. 555, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 555, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I will be voting no on this measure and I'd like to explain. Mr. Speaker, we were burned last session with the transit-oriented development bills, and those bills died. I'm not sure if this is just a reinvention of the TOD. I want to look at it more carefully if it moves forward, and I want to make sure that those transit-orient developments are not aimed at our smaller communities such as Kailua and other areas on this island. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 555, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 280) recommending that H.B. No. 471 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 471, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 281) recommending that H.B. No. 1314 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1314, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 282) recommending that H.B. No. 815, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 815, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 283) recommending that H.B. No. 96, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 96, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, I just wanted to request a ruling on a potential conflict. My family has an egg farm in Wahiawa and it's a family farm," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request. We do operate a farm," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 96, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 284) recommending that H.B. No. 747, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 747, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, same request. My family has an egg farm in Wahiawa and it's a family farm," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request. We do operate a farm," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and report of the Committee was adopted and H.B. No. 747, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 285) recommending that H.B. No. 1365 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1365, entitled: "A BILL FOR AN ACT RELATING TO URBAN AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 286) recommending that H.B. No. 1388 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1388, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 287) recommending that H.B. No. 888, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 888, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 288) recommending that H.B. No. 738, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 738, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. Standing Committee Report Number 288, Relating to Land Use, for accessory dwelling uses. I'm rising to cast a no vote and to explain why. Thank you, Mr. Speaker. With apologies to our newest member who is one of the sponsors, I'm casting a no vote because Kailua has had a very difficult time with these so-called accessory dwellings, and we've ended up with out-of-state owners buying up property in Kailua and having multiple short-terms rentals. They aren't long-term rentals for local people, they're the short-term vacation rentals. It's made it very difficult for our community and I'm afraid this bill will facilitate more of that. Thank you."

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

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

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

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

"Mr. Speaker, in support and I just would like to explain a little bit more about this measure. Twelve years ago we passed Ohana Zoning. But the rules were so restrictive that within that time, only eight people could use it.

"This bill, accessory, is not a requirement for the counties to adopt, according to the bill how it's written. It just says that if they do adopt the conditions and the requirements shall be usable. Because that's the problem with the Ohana Zoning. Yes, they did pass it, but the requirements were so stringent that nobody really could use it. So, this is what this accessory dwelling units is trying to correct. That if the counties do decide, then the conditions and the requirements have to be implementable. 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. 738, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Cheape and Thielen voting no, and with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 289) recommending that H.B. No. 1116, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 290) recommending that H.B. No. 1158, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1158, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 1158. I want to ensure access for the greatest number of individuals seeking public housing. As noted in the hearing, there is currently a long line of individuals waiting to be considered for public housing. Furthermore, the Hawaii Public Housing Authority already has a process by which they can grant an exemption to individuals who have committed infractions of the law – one of the main purposes of this bill. Ultimately, the bill may have the unintended consequence of exacerbating the wait for public housing."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1158, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 291) recommending that H.B. No. 196 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 196, entitled: "A BILL FOR AN ACT RELATING TO VETERANS TREATMENT COURT," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 292) recommending that H.B. No. 275, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 275, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 275, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 293) recommending that H.B. No. 158, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 158, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 294) recommending that H.B. No. 1025, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1025, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR OKINAWAN STUDIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 295) recommending that H.B. No. 1279, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1279, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 296) recommending that H.B. No. 947 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 947, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 297) recommending that H.B. No. 945 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 945, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 298) recommending that H.B. No. 218, HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 218, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 299) recommending that H.B. No. 930 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 300) recommending that H.B. No. 1441 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1441, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 301) recommending that H.B. No. 193 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 193 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I would ask the clerk to cast a no vote for me. Thank you. Mr. Speaker, this measure will require the Land Use Commission to extend the time period for which a boundary amendment is effective.

"Mr. Speaker, the Land Use Commission can, in circumstances when it feels it's appropriate, go ahead and grant an extension to an applicant. This one makes it mandatory, and I don't think that is the correct way to go. I think we should leave this in the hands of the Land Use Commission.

"This, Mr. Speaker, I just want to note, these are major reclassification issues of importance to the people throughout the islands, and sometimes they can be intensely controversial. It's not a good situation to tie the hands of the Land Use Commission and mandate them to have to say, 'you're going to have to let that developer have more time.' I'm hoping the measure doesn't move forward. Thank you."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 193, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 302) recommending that H.B. No. 798 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 798, entitled: "A BILL FOR AN ACT RELATING TO NOTICE BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 303) recommending that H.B. No. 859, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 859, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPLETE STREETS," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 304) recommending that H.B. No. 866, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 866, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 305) recommending that H.B. No. 1074, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1074, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 306) recommending that H.B. No. 1227, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 307) recommending that H.B. No. 1330 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1330, entitled: "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representatives Evans and Lee, for the Committee on Water & Land and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 308) recommending that H.B. No. 988, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 988, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise against this measure. I'm going to cast a no vote on this. Mr. Speaker, I thought we did this 20 years ago when I was here before. I guess either my glasses are bad or my memory is going, I'm not certain, but here it is again. Apparently we didn't do too well taking care of that money and shepherding it and stewarding it where it needed to go. But nevertheless, this measure before us is an attempt to raise the barrel tax, if you will.

"Oh, it's only a couple of cents, but in this session, this blizzard, this tornado of fees that I have seen coming, it's only 10 cents here, 5 cents there, 2 cents there. It's going to hit people, it's going to hit working people. Those are the people I represent. They're not driving BMWs. They're living down in Ewa Beach, okay, Mr. Speaker. And these are the people who are going to pay the increased gas fees.

"I guess it's okay if you're cruising your BMW, you feel good, you did something, okay, we're taking care of the environment. No offense to anybody who drives a BMW, it's just you're in a higher socioeconomic strata. These folks are the ones who are going to pay, Mr. Speaker.

"And it goes to environmental response. Okay, we all support that. I wonder if the folks who drafted the bill are aware of how we bring our oil in to be processed. Two miles out off Barber's Point it's brought in through a pipeline. The reason it's done offshore is if there ever was a disaster, it would dissipate. The same reason we don't have smog, we're in the middle of the ocean. We have the vog that comes through but no smog, per say.

The oil would dissipate, that's why they don't do it near shore and that's why navy ships, even though they're in Pearl Harbor, don't refuel in the harbor. They go out to sea and refuel to mitigate any environmental disaster.

"It's also supposed to go towards food security. Mr. Speaker, we have 7 million people coming through the State. We can't feed them all, Mr. Speaker. It feels good, Mr. Speaker, to say 'food security,' but when I go into Sam's Club and I have a choice between onions that were grown here, which taste delicious, and onions that were grown in Idaho, and I can buy the ones in Idaho, 10 pounds for the same price I can buy 5 pounds, and I've got a lot of mouths to feed, guess which one I'm going to buy. The fact of the matter is we can't address food security through things like this until we get the prices down. This isn't going to help because we have the most expensive real estate in the world.

"But back to the measure, Mr. Speaker. I noticed the aviation fuel is exempt. Why is that? We refine it here, we also bring it in already processed on occasion. Why is aviation fuel exempt? Why is that? Perhaps the airlines, where my wife used to work, have a lobbyist come down here and say, don't do that to us."

The Chair addressed Representative McDermott, stating:

"Hold on, Representative McDermott, focus your comments. Focus your comments on matters that are germane to the bill."

Representative McDermott: "Well I'm pointing out that aviation fuel is exempt and I'm curious why it's exempt. I'm curious why aviation fuel is exempt."

Vice Speaker Mizuno: "But we look at the merits of the bill, and so whether the intention was ill willed or not. That's not what we're looking at."

Representative McDermott continued, stating:

"I'm not saying the intention was ill willed. And if anyone felt that way, I apologize. What I'm saying is, aviation fuel is exempt. The rhetorical question is why it's exempt. And you can draw your own exemptions.

"But the guys who are going to get hit is 'Joe six-pack' driving a 20-year-old truck living in Ewa Beach who's got to drop his wife off at Waikiki before she goes to work. He's paying at the pump, Mr. Speaker. And this is only a small amount, but it's added to the $1.05 of a few years ago.

"We have to think about these people, Mr. Speaker. It's a tsunami of fees coming at them. It's a feel good measure that, I don't know how many positions we're going to fund, what are they going to do if there's no response, just sit around, who knows? I'm not getting a lot of answers, Mr. Speaker. Thank you, so very much."

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

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

"Mr. Speaker, I rise with very, very strong reservations regarding this bill because it reaches, again, into the pockets of the working families in my community who are struggling to make it out, in my area. And we have to drive all the way to Honolulu for the jobs that we have, and this is just going to further add to the burden that they are asked to bear and it's going to very disproportionately affect those in the lowest income bracket. Those who are just trying to keep their head above water, trying to get to the next day, going from one paycheck to the next. Not even going from one paycheck to the next because they get into debt a little bit more, a little bit more, and this doesn't help them.

"I understand the intent, I understand what it is we need to do, but this isn't it. We need to address the very critical needs of the working families in our community and we're not. We need to get their heads clearly above water before we start reaching into their pockets anymore. And those are my comments, Mr. Speaker."

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

"Thank you, Speaker. In the same spirit of Frank Fasi and the little guy, I vote with reservations."

Representative McDermott rose to respond, stating:

"Second time. I was on a riff there. I can't help it, Mr. Speaker, indulge me. With regards to the aviation fuel, I love the airlines, they're fantastic. They didn't give me any money, by the way, I just want you to know that."

Vice Speaker Mizuno: "It doesn't relate to the merits of the bill."

Representative McDermott: "Mr. Speaker, this bill will increase the cost of energy in the State of Hawaii. The energy is the largest contributor to our cost of doing business. Not only does it hurt the person getting in their truck to drive to work, but it hurts the employer who's trying to hire people. We have the highest energy cost in the nation, 38 cents a kilowatt hour, I believe. This is increasing those costs. So, again, I am against this measure. Thank you."

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

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 988, HD 1. My concern is that this bill will result in higher gasoline prices in Hawaii. As a resident of Mililani, I am well aware that the citizens in my district spend an inordinate amount of time in traffic, commuting to and from work. For those that live in Mililani and commute to Honolulu, this may amount to as much as three hours a day. This long amount of time spent in morning and evening rush hour traffic adds to my constituents' already high gasoline bills. Raising the barrel tax in Hawaii even by a fraction will add to Mililani residents' cost of living. Therefore, I vote no on HB 988, HD 1. Thank you, Mr. Speaker."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Fale be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 988. While HB 988 has a noble purpose of preparing the state's response in case of environmental disasters, the method it uses significantly burdens people across the state by increasing the cost of their gas. Hawaii residents already pay one of the highest prices for gasoline, at an average of $4.24 per gallon. For working families and individuals who rely on personal vehicles to make a living, any increase to this already high price will have a severe impact. Many of Hawaii's people are struggling to survive in these difficult economic times, and it would not be prudent to add to their burden by increasing their cost of living."

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

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

"With reservations, Mr. Speaker. I just would like to say on behalf of my constituents who have to drive all the way to town to work, I'm casting my reservations. Thank you."

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

"Thank you, in support. Just very briefly. In 1989, 33,000 gallons of oil were spilled right here off of Oahu. If today we had a similar scenario that we could not immediately intervene, have the funding to clean up, we would be in serious trouble. Because it's just not an increase for everybody, it's the loss of our entire economic driver, our engine. And we don't want to see what happened to the Gulf Coast happen here because that's everyone's pocketbooks and this is a small measure of preventative maintenance. Thank you."

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

"Mr. Speaker, I rise in support with reservations. I'd just like to point out a couple of things in this bill here. Standing Committee Report 308, House Bill 988, House Draft 1, Relating to Native Wildlife. Section 1 seems to indicate that the beneficiary of this revenue stream would be one particular agency, the Hawaii Wildlife Centers through the Department of Land & Natural Resources. I would ask that the Finance Committee consider this measure and whether or not it would violate the Constitution, special interest provision, i.e., Superferry. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 988, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," passed Second Reading and was referred to the Committee on Finance, with Representatives Fukumoto, Johanson and McDermott voting no, and with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 309) recommending that H.B. No. 176 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 176, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 310) recommending that H.B. No. 385, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 385, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 385, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 311) recommending that H.B. No. 398, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 312) recommending that H.B. No. 401, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 401, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 313) recommending that H.B. No. 643, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 643, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH GANGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 314) recommending that H.B. No. 871 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 871, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 315) recommending that H.B. No. 1188 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1188, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMIC OPPORTUNITY POVERTY REDUCTION TASK FORCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 316) recommending that H.B. No. 437, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 437, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I rise with reservations and a brief comment. I think the thing that's most troublesome about this bill is that it takes away some of the rights of the employers. I think we all want to achieve a good balance between the employee and the employer, because that's necessary to ensuring good working conditions for our employees.

"However, the independent medical examination is one of the employer's only ways to verify that indeed some of the workers' compensation claims are indeed necessary and legitimate. I think people need to have workers' compensation and people need to have good medical examinations, but I also don't want to be so overly restrictive with employer's rights that there's not a balance for the employer, and in so doing, ends up driving some of our employers away from employing people. Thank you."

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

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

"I'd like to ask for a potential ruling on a conflict of interest. Our family has, and I work at, a company that would be impacted by this measure," and the Chair ruled, "no conflict."

Representative Kawakami continued to speak in support of the measure with reservations, stating:

"With reservations, and I'd like to ask to adopt the words of the Minority Leader as if they were my own. I'd like to also add that, although the intent sounds good, the current law already allows for appropriate checks and balances. The law specifies that the employee, when ordered by the director, shall submit to the examination of a qualified physician designated by the director and paid for by the employer.

"The other thing that this bill does is it states that only, only the attending physician can determine whether the injury or the injured has reached medical stability. This overrides everything, this overrides the worker saying that they're fine and they can go back to work. This overrides the employer and the insurer. This also gives total authority to the physician, who now has no incentive to get this patient off of their record books.

"So, the intent was well, but if we want to continue to hurt small businesses, this is a great way to do it. Thank you."

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

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

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

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

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

"Mr. Speaker, I would like to vote with reservations and to adopt the words from our Minority Leader as my own. As well as, because employers are an endangered species in my district, I am very concerned about anything that would have any further impact on their existence in my district. Thank you."

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

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

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

"Mr. Speaker, ruling on a potential conflict of interest. My wife's family owns a business that would be affected by this bill. Thank you," and the Chair ruled, "no conflict."

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

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

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

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

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Kawakami and Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

Representative Ing rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Ruling on a potential conflict. I'm a small business owner," and the Chair ruled, "no conflict."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 437, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 317) recommending that H.B. No. 152, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 152, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 318) recommending that H.B. No. 546, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 546, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 319) recommending that H.B. No. 833 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 833, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 320) recommending that H.B. No. 834 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 834, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 321) recommending that H.B. No. 1176, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1176, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Ruling on a potential conflict of interest. I work for a business that would be impacted by this bill if it passes," and the Chair ruled, "no conflict."

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

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

"Same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1176, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 322) recommending that H.B. No. 713, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 713, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"I rise in support. It's a common practice when you're hiring somebody or if there's anything about an employee that you question as an employer, to visit their *Facebook* and *Twitter* accounts. It turns out 75% of employers now require that practice, while over 90% do it when they're hiring someone without the requirement.

"But I've been reading more and more about how some employers, corporations, businesses and even schools as a matter of fact, are requiring access to their employee's and applicant's social media accounts. Now they're not entitled to that, only people are entitled to their own accounts. Under no circumstance should an employer be requesting or demanding a password or any confidential information from their subordinate.

"It's akin to the practice that is clearly, unequivocally illegal of coming into someone's house and looking through their belongings, rummaging or invading their privacy by opening mail, perhaps. There are some definite parallels there and it begs a question of, how do we allow someone to access such completely personal information without any protection. So, this bill is just about employee's privacy and it's really common sense. It's been enacted in a few states now, and I think in the interest of workers, it's time that Hawaii catches up."

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

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

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

Representative Ing rose to respond, stating:

"Please note that amendments were made to exempt law enforcement during their hiring practices. There are also some concerns about whether or not an employer will be able to friend their employee on *Facebook*, still can. Whether or not they'll be able to request any email information, what their address is, given that it could be a username for a social media account, still can. You just can't demand it, especially if there's going to be any repercussions if there's non-compliance."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 713, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL MEDIA," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 323) recommending that H.B. No. 832 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 832, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 324) recommending that H.B. No. 806 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 806, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 325) recommending that H.B. No. 1184, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1184,

HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 326) recommending that H.B. No. 201, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 201, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 327) recommending that H.B. No. 300, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 300, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMED VOTING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 328) recommending that H.B. No. 687 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 687, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 329) recommending that H.B. No. 1112, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1112, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 330) recommending that H.B. No. 602, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 602, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 331) recommending that H.B. No. 978, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 978, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 332) recommending that H.B. No. 660, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHIPPING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 333) recommending that H.B. No. 75, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 75, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Chair, I rise in support with brief comments. Number one, to commend the Chair of the Transportation Committee and its members for literally turning a bill on its head. This is a historical, important bill that heretofore, prior to that Committee, was actually to charge antique vehicles 1 cent per pound and another increase in their registration fee.

"This bill actually reduces, I repeat, reduces the registration fee and in effect like some elderly people are given more respect, we're going to respect antique cars rather than punish them. This is good policy and I would encourage the Finance Committee to not alter or defy what otherwise we have done historically with this bill. Thank you, Chair."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 75, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANTIQUE MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 334) recommending that H.B. No. 146, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 146, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 335) recommending that H.B. No. 1423, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1423, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MALA WHARF TASK FORCE," passed Second Reading and was referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 336) recommending that H.B. No. 1101, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 337) recommending that H.B. No. 1187 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1187, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 338) recommending that H.B. No. 1206 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1206, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 339) recommending that H.B. No. 1402, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1402, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1402, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL IMPACT BONDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 340) recommending that H.B. No. 1436, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1436, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 341) recommending that H.B. No. 661, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 661, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representatives Lee and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 342) recommending that H.B. No. 505, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 505, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREENWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representatives Lee and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 343) recommending that H.B. No. 338, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 338, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT IN WAIKIKI," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 344) recommending that H.B. No. 899, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 899, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 345) recommending that H.B. No. 746 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 746, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OBSERVERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representatives Tsuji and Lee, for the Committee on Economic Development & Business and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 346) recommending that H.B. No. 450, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 450, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN FUELING STATIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 347) recommending that H.B. No. 635, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 635, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

BROADBAND," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 348), recommending that H.C.R. No. 16 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 643 PAPAHEHI PLACE, HONOLULU, HAWAII," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 349), recommending that H.C.R. No. 17 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-011 KUAHELANI AVENUE, NO. 111, MILILANI, HAWAII," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 350), recommending that H.C.R. No. 36, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 36, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY AND THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CREATE A REDEVELOPMENT MASTER PLAN AND MORE HOUSING UNITS FOR KUKUI GARDENS AND MAYOR WRIGHT HOMES," was referred to the Committee on Finance, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 351) recommending that H.B. No. 999, as amended in HD 1, be recommitted to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 999, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was recommitted to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 352) recommending that H.B. No. 490, as amended in HD 1, be recommitted to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 490, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was recommitted to the Committee on Agriculture, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 353) recommending that H.B. No. 491, as amended in HD 1, be recommitted to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was recommitted to the Committee on Agriculture, with Representatives Belatti, Cachola, Coffman and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 354) recommending that H.B. No. 622, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 622, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

At 1:11 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:13 o'clock p.m.

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

"Mr. Speaker, I rise with slight reservations. I can't put my finger on why, but there seems to be a watering down on the media's privilege and requiring more evidentiary impact. So, I'm not convinced that this is the best way to go. It was okay the way it was, is what my point is. And why we're screwing it down and ratcheting it down a bit more, I don't really understand why, so I have reservations as to its validity."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 622, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Cachola, Coffman, Har and Takai being excused.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I've mentioned Historical Day for a number of reasons and it is historical because one of the greatest American presidents was born today. Abraham Lincoln was born on February 12, 1809. Everybody knows him as Honest Abe, a man who lost more elections than probably all of us combined have won in our lifespan. He was the one who kept the Union together during the Civil War and he gave these words at the Gettysburg Address which resound in all of our hearts. He said that 'we here highly resolve that these dead shall not have died in vain, that this nation, under God, shall have a new birth of freedom and that government of the people, by the people and for the people, shall not perish from the earth.'

"Mr. Speaker, I just say as a footnote that he inspires and was one of the founders, if not the founder of the Minority Party, and he drives a lot of the hearts and minds of your Minority. Thank you, Mr. Speaker."

Representative McDermott: "Mr. Speaker, today is the 40th anniversary of the release of the POWs from the Hanoi Hilton, and I know we have three of those residents in the State of Hawaii. Thank you."

Representative Saiki: "Mr. Speaker, I just wanted to remind all Members that they are invited to a luncheon and a Committee Chair training following Floor session in Room 329. This event is sponsored by the National Asian Pacific American Caucus of State Legislators and the National Conference of State Legislatures. Thank you."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
318, HD1	Committee on Education, then to the Committee on Finance
901, HD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
985	Committee on Human Services, then to the Committee on Finance
1208, HD1	Committee on Human Services, then to the Committee on Finance
1306	Committee on Human Services, then to the Committee on Finance

ADJOURNMENT

At 1:16 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 13, 2013. (Representatives Belatti, Cachola, Coffman, Har, Ito, Kobayashi and Takai were excused.)

EIGHTEENTH DAY

Wednesday, February 13, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Glenn Nochi of Bodaiji Mission, after which the Roll was called showing all Members present with the exception of Representative Coffman, who was excused.

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

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Hanohano.
Hanohano – Distinguished, honor, majestic, glorious.
E hele ana au i Nā Hoku Hanohano. I am attending the stars of distinction awards.
Hanohano – Distinguished, honor, majestic, glorious.
Mahalo."

INTRODUCTIONS

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

Representative Nishimoto, on behalf of Representatives Say, Kobayashi and himself, introduced fifth grade students from Kaimuki Christian School; their teachers, Ms. Jane McClaire and Ms. Chau Sachs; and parent chaperones, Ms. Jann Kono, Ms. Lisa Kamibayashi and Ms. Cherilyn Shiinoki.

Representative Saiki introduced friends from the National Conference of State Legislatures: Mr. William Pound, Executive Director; and Ms. Corina Eckl, NCSL Liaison to Hawaii. They were accompanied by Acting State Auditor, Ms. Jan Yamane.

Representative Ward introduced constituents from Hawaii Kai: Mr. Richard Smylie and Ms. Cindy Vaillancourt.

Representative Onishi introduced from Hilo, Hawaii: Ms. Emily Fujita, the 2013 Youth Honoree for the Arthritis Foundation of Hawaii; and her mother, Ms. Sherry Fujita. They were accompanied by Ms. Jennifer Hee, Executive Director of the Arthritis Foundation of Hawaii.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 25) was announced by the Clerk and the following action taken:

H.R. No. 25, entitled: "HOUSE RESOLUTION COMMENDING THE 27TH INFANTRY REGIMENT WOLFHOUNDS FOR ITS PEACE BRIDGE WITH JAPAN," was offered by Representative Cheape.

Representative Cheape moved that H.R. No. 25 be adopted, seconded by Representative Takai.

Representative Cheape introduced and recognized honorees seated on the Floor of the House:

Mrs. Yuko O'Reilly, wife of Master Sergeant Hugh O'Reilly;
Mr. Hugh O'Reilly, Junior, son of Sergeant O'Reilly;
Ms. Mora Dolormente, President of Peace Bridge, Incorporated;
Lieutenant Colonel Todd Fox, Commander of the 1st Battalion of the 27th Infantry Regiment; and
Lieutenant Colonel Barrett Bernard, Commander of the 2nd Battalion of the 27th Infantry Regiment.

Representative Cheape then introduced guests who were seated in the gallery:

Command Sergeant Major Tony Tuck, 1st Battalion of the 27th Infantry Regiment;
Command Sergeant Major James Wadsworth, 2nd Battalion of the 27th Infantry Regiment;
Ms. Norma Vantoll, relative of the O'Reilly family;
Ms. Kuniko Iwaki, friend of the O'Reilly family; and
Master Shawn Nakamura.

Representative Cheape commended the legacy of Hugh Francis Xavier O'Reilly and the 27th Infantry Regiment, "The Wolfhounds," for their selfless generosity to the Holy Family Home Orphanage in Osaka, and thanked them for establishing one of the longest military and civilian relationships in the history of the United States Army.

Representative Takai recognized the 27th Infantry Regiment Wolfhounds for their humanitarian work, and thanked them for giving the orphans of Holy Family Home Orphanage the gift of *Aloha*.

The motion was put to vote by the Chair and carried, and H.R. No. 25 was adopted, with Representatives Belatti, Coffman, Har, Hashem and Say being excused.

At 12:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:40 o'clock p.m.

SUSPENSION OF RULES

Representative Awana moved to suspend the rules of the House for the purpose of considering a certain House Bill for Third Reading by consent calendar, seconded by Representative Fukumoto.

At 12:41 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

At 12:42 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

The motion was put to vote by the Chair and carried, and the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representatives Coffman, Har and Say were excused.)

At 12:43 o'clock p.m., Representative Takai requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

UNFINISHED BUSINESS

H.B. No. 231, HD 1:

Representative Saiki moved that H.B. No. 231, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'm rising to speak in support with some reservations. Essentially, Mr. Speaker, my reservations are two-fold. First of all, let me thank the Chair of the Judiciary Committee for working on this measure. He changed the presumption borne by the defendant to a rebuttable presumption, and I appreciate the importance of that rebuttable presumption.

"My concern basically centers around the fact that the list of nine acts may not be an exhaustive list to the different types of defenses or actions that we may want to forbid the use of the parental defense argument. That's one concern that I have. There are certain instances where that list may not be exhaustive and therefore used by defense counsel to actually subvert the intent of the offense.

"Number two, is also the changing of the burden of proof requirements upon the defendant. I am voting in support of this, Mr. Speaker, with reservations. Thank you."

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

"Mr. Speaker, I would like to also vote with reservations and to have the comments of the previous speaker inserted as my own. As well as the addition that, as I grew up as a little kid in the Pacific Islands that I'm most familiar with the Kingdom of Tonga and Samoa. I have been greatly concerned with the content of the character of the youth here that we find in the great State of Hawaii. But, from my personal experience as a youth growing up, there was no intrusion of government into the way children were raised in Samoa and in the Kingdom of Tonga.

"But here, in the United States of America, where I have found greater intrusion into the close circle of the family, I have been less impressed with the content of the character of the youth here. I have found, and my concerns and reservations rise greatly, that our further intrusion into telling parents what they can and cannot do will not facilitate the strengthening of the youth of our great state. So, those are my reservations, Mr. Speaker."

Representative Hanohano rose in support of the measure with reservations and asked that the remarks of Representative Fale be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

Representative Saiki's written remarks are as follows:

"Mr. Speaker, I rise in support of this motion.

"I want to clarify that the proposed amendment to the mens rea element of the parental discipline defense should not be construed to mean that spanking is an unacceptable 'force.' It is accepted that spanking that arises out of anger or short temper should not automatically lead to the conclusion that it was 'not reasonably related to the purpose of safeguarding or promoting the welfare of [a] minor.' As the Hawaii Supreme Court has held, 'an angry moment driving moderate or reasonable discipline is often part and parcel of the real world of parenting with which prosecutors and courts should not interfere.' State v. Kikuta, 125 Hawai'i 78, 91-92, 253 P.3d 639, 652-653 (Hawai'i 2011).

"Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS," passed Third Reading by a vote of 48 ayes, with Representatives Coffman, Har and Say being excused.

At 12:48 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 231, HD 1

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 355) recommending that H.B. No. 716 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 716 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, I need a ruling on a potential conflict. I'm a CPA," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I'm requesting on a ruling on a potential conflict. My firm worked on the underlying case that has lead to this measure, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 716, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 356) recommending that H.B. No. 19, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 19, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, ruling on a potential conflict. At my law firm we do work on evictions. Thank you," and the Chair ruled, "no conflict."

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

"Ruling on a potential conflict, Mr. Speaker. I'm a landlord," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of the measure, stating:

"I would also like to speak in favor of this bill. I think this is a very good measure because a lot of the things that tenants leave behind when they move out are pieces of furniture they don't want. 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. 19, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 357) recommending that H.B. No. 680, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 680, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 680, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 358) recommending that H.B. No. 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

Representative Ohno's written remarks are as follows:

"The challenge for families to care for their aging parents is emotionally, physically and financially immense. There are adults who move across the country to care for aging parents; there are adults with young children that have the additional responsibility of caring for aging parents. I strongly support this measure as a step toward working toward long term care solutions and easing the burden on those dedicated families caring for aging parents."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 359) recommending that H.B. No. 424, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 424, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 360) recommending that H.B. No. 25, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 25, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I request a ruling on potential conflict. At my law firm we do work on foreclosures. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 25, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 361) recommending that H.B. No. 142, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 142, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to this measure. I wish I could remember my speech of last year because the same bill is the same issue of promoting monopoly, capitalism, and charging exorbitant rates for a licensure to insure portable electronics. Mr. Speaker, this bill allows people to insure devices such as the one that I have in my hand, which some of us pay $7.95 per month, in case we lose it, break it, drop it, make it dysfunctional or somebody steals it.

"Last year this bill came up and said, we're going to charge you $5,000 because there's a company on the mainland that has 80% of the market and that's what they're charging. And we said, no, we don't want to charge that much here. So it went down to $150. And lo-and-behold what happens, this baby pops up again and it's back to $5,000, Mr. Speaker.

"That is unfair, unwarranted, and I know the Committee report says well, look we're just trying to do industry standards on the mainland. Well I know a comparable sales tax of twelve percent in California doesn't justify us increasing our GE Tax. So the logic of this I just don't know because it's going to keep the small guys from entering into any insurance proposition and that's basically why Europe is so entrepreneurially backward, because they've created a monopoly capitalism by making the entry level so high that anybody who wants to do anything, they've got to have all of these leaps and hurdles and costs in order to enter.

"So I say let's keep it as it is. These are nice the way they are. Let's go back and keep the old $150 as sufficient. Thank you."

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

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

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

"Mr. Speaker, I rise in opposition to the measure and wish to have the words of the Representative from Hawaii Kai inserted as my own, in addition to the comments that, I'm trying to help find markets for the youth in my community to enter into. And if we raise the standard so high that

the youth in my community won't have a chance to operate in this area, then it's going to be unfair to the young entrepreneurs in my community, and therefore I oppose the measure, Mr. Speaker."

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

"In opposition, Mr. Speaker, and I think this is one of the many measures that we are entertaining this session that would increase fees. I make an analogy with the, although this is not the bill at hand, with the money transfers wherein they keep upping it to limit the small guy. So I'm in opposition, Mr. Speaker."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 142, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Fale, McDermott and Ward voting no, and with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 362) recommending that H.B. No. 143, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 143, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FREEDOM OF INFORMATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 363) recommending that H.B. No. 906 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 906, entitled: "A BILL FOR AN ACT RELATING TO THE SYSTEMATIC HEARING AND VISION PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 364) recommending that H.B. No. 905, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 905, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEWBORN SCREENING," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 365) recommending that H.B. No. 909, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 909, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFANT MORTALITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 366) recommending that H.B. No. 894, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 894, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I know it's with great surprise I rise against this measure and would like to deliver a few comments. Mr. Speaker, 26 years ago if I wanted to get a copy of my marriage certificate, which I actually had to do, it was $2. Now it's $15, or it could be raised higher, the way I read the bill. The amount has been blanked out. The fact of the matter is, Mr. Speaker, these are services that every working family accesses. Everyone needs to get a copy of their birth certificate. Everyone needs to get a death certificate. Everyone needs to get a marriage certificate for filing forms and other things.

"Mr. Speaker, this hits our working families the hardest. Now, they go to work and they say, why am I paying my taxes? When we say, well to fund government. Except when you use it, then you've got to pay more. They don't understand that. And Mr. Speaker, neither do I.

"Somewhere along the line we have lost control, which is why we are unnecessarily raising these fees. I would suggest that instead of raising fees, the various departments that come before us, such as this one here, look inward and say, are we doing everything as efficiently as possible. It's easy to say, give me more money. I've never heard any government agency come before us and say, you know what, we've got some room to cut, we can make some cuts, we're not operating as efficiently as possible. No, it's always more, more, more, more.

"And here we are again. We're the gatekeepers. We guard the pocketbooks of the working families. And here we are reaching into there again and again. I've seen this measure so many times over my career, and here we are back again. And then, if you want an expedited copy of a death certificate, well not only has your loved one died, we're going to charge you $50 as a courtesy. I mean, that's ridiculous, that should be absolutely stricken out of there.

"And then for each additional copy, the worker is already at the copy machine, they're making the copy, we're charging them $15 or whatever it is for that copy, and then if they want an extra one, it's not 3 cents, the cost of the paper, it's another $4 or $5. But it's discounted, we're doing them a favor. Because instead of hitting button one, we hit two, and for that we charge them an extra $4. Again, Mr. Speaker, we have to stop this, we're addicted to it, we have to stop reaching into their pockets. Thank you."

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

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

"Mr. Speaker, in opposition. I drive from my community out here to Honolulu and it takes me awhile to get here. And every time I check my wallet to see if I have $2 or $3 in there, because if I have $3, you have to have, I don't know if it's like 10 cents, I don't know whatever the taxes are, about 10 cents if you're ordering off the 'Dollar Menu' it's going to be like $1.10, so I need $3 and some change. Because I always want to stop off at the McDonalds either in Kaneohe over in Temple Valley, or the one over in Kalihi on School Street. I order a McDouble, because the Double Cheeseburger went away, it was too expensive, you only get one piece of cheese now, a McChicken and a small fries, okay."

The Chair addressed Representative Fale, stating:

"Representative, we're on Stand. Com. No. 366, not McDonalds."

Representative Fale continued, stating:

"So for us, for the little guys who drive who can only afford to order off the 'Dollar Menu,' because that's all we can afford, and then to come into Honolulu because we do travel far, we have to pay all the extra taxes related to gas and everything else."

Speaker Souki: "Representative, I'm going to have to call you out of order. If you can still stick to the vital records fees that you may be opposed to. Will you please speak to it?"

Representative Fale: "What I'm saying is, is that I just feel like people don't understand what the small working guys are going through and if you're coming all the way from there to go to the Department of Health to pick up whatever document you need, whether it's a death certificate, marriage certificate, birth certificate or whatever it is. If I can barely find $3 to order off the 'Dollar Menu,' how am I going to find $15 to pick up a certificate?

"So what I'm saying, Mr. Speaker, is that this is just getting out of hand and the working mothers and fathers in my community are struggling where we're at. This, the burden, one straw gets thrown on day after day and it's just too much. It's just too much, Mr. Speaker. And I would like to have the words from the Representative from Ewa inserted as if they were my own," and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, in the same spirit of Frank Fasi's concern for the small guy, I'd like to register a no vote. 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. 894, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS FEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Hanohano, McDermott and Ward voting no, and with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 367) recommending that H.B. No. 783, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 783, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 783, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF PUBLIC HEALTH STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 368) recommending that H.B. No. 1439, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1439, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 369) recommending that H.B. No. 655, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 655, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker. I have serious reservations on this measure. This is the inclusion of all medical service personnel to have an assault in the second degree if they ever get, so called, assaulted. This is an inclusion of a lot of people to that category, Mr. Speaker, and so that's my reservation. 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. 655, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL SERVICES PROVIDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 370) recommending that H.B. No. 656, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 371) recommending that H.B. No. 842, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 842, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 842, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 372) recommending that H.B. No. 1482, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1482, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, may I have a ruling on a potential conflict. My spouse is a consultant with Hawaii Pacific Health," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Coffman, Har and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 373) recommending that H.B. No. 417, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 417, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 374) recommending that H.B. No. 908, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 908, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 375) recommending that H.B. No. 895, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 895, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise against this measure. Mr. Speaker, this increases fees for obtaining a marriage license from $60 to $100. Mr. Speaker, this is another fee increase and it goes to funding some very worthy programs, and I will note that, and the intention is wonderful. But, if these are indeed worthy programs, they should be put into the general operating budget and compete like every other worthy program for funding, and that's our job to make the hard decisions.

"They may or may not make the cut, but when we increase fees and attach a nexus to things like this, they're not going into that process, we're bypassing it. And we need to focus on what we're supposed to do while we're here and focus on the core essential functions of government. And if these are core essential functions, let them go to the Finance Committee, let them work through their process, but when we do this we take them out of that.

"Do we need to expand these programs? Do we need to add more people? I don't know, Mr. Speaker, I'm not on Finance. But I do know that we've added over 600 people to the State payroll in the last two years in the executive branch alone. So, when we say we don't have enough money, we are bringing extra people on, we are growing the size of government and we're doing it through measures like this.

"Now from $60 to $100, I will tell you as a young couple 26 years ago, my wife and I got married at the courthouse. I didn't have $100, I didn't have $50. I don't know how much it was in those days, it was a couple bucks. This would have been a real strain for me to execute that.

"So again, I'm against it. We've got to live within our means and this is a sneaky tax increase we're passing along. We've got to stop."

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 895, HD 1. This measure would raise the tax on marriage licenses from $60 to $100, which places even more of an economic strain on new couples. Families around the state are struggling to survive in these difficult economic times, and it would not be prudent to add to their burden by increasing the costs of obtaining a marriage license. While the idea of being more proactive regarding domestic violence and sexual assault is a noble one, I have serious concerns that this approach represents a fee increase that some may not be able to afford given Hawaii's already high cost of living."

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

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

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

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

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker, in support with a few remarks. Thank you, Mr. Speaker. I would just urge the Committee Members to look at the underlying testimony. In fact, some of this money is going towards funding the Department's functions, in particular the partnerships with our visitor industry to establish people in those tourist locations to be agents of the State so that we can in fact conduct marriages and assist with that very vibrant part of our economy. So, there is a direct nexus between the fees that are being increased and the monies and positions to which it is being put towards. Thank you, Mr. Speaker."

Representative Fale rose to respond, stating:

"Mr. Speaker, I understand the underlying causes of why we want to raise this for spouse and child abuse and special accounts and such. But I would like to see a strengthening of the cultural fiber of our community that I believe would more effectively address these concerns, than having to reach into the pockets of our working community again, Mr. Speaker."

Representative McDermott rose to respond, stating:

"Mr. Speaker, with all due respect, this is precisely what I'm talking about. We're raising marriage fees to underwrite the promotion of marriage tourism. Why should a local young man and woman living anywhere in this community have to underwrite the promotion of tourism through their marriage license fees? It's ridiculous. That's what the HTA is supposed to do. That's why we have them, that's why they go to Finance and they make their case. And in their budget they're supposed to do all of these things. If not, it falls on the young backs of the working couple 24 years old. And that's who's getting married, the 23, 24 year olds for the vast majority of this. And we're asking them to subsidize a position to promote marriage tourism. Ridiculous. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 895, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE LICENSE FEES," passed Second Reading and was referred to the Committee on Finance, with

Representatives Fale and McDermott voting no, and with Representatives Coffman, Har and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 376) recommending that H.B. No. 898 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 898 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"In opposition, Mr. Speaker. You made me the Chair of Housing, a Committee that is very, very difficult. And I'm the voice of a lot of homeless people in this Chamber. House Bill 898, Relating to Parked Vehicles, the intended consequence is to remove those people who are working homeless, living in their cars, from our streets. I agree it's not meant to be a place for habitation, and we all want our streets to be used for what they are intended. But because of the number of un-housed homeless that we have here, they become the safe haven.

"I agree that the solution to this is affordable housing. But in the meantime, Mr. Speaker, we don't have enough. Neither do we have funding for this. This is a hostile measure for the working homeless, Mr. Speaker, and I want your Members to feel the plight of the homeless. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 898, entitled: "A BILL FOR AN ACT RELATING TO PARKED VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representative Cabanilla voting no, and with Representatives Coffman, Har and Say being excused.

Representatives Choy and Tsuji, for the Committee on Higher Education and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 377) recommending that H.B. No. 1419, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1419, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 378) recommending that H.B. No. 60, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 60, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and report of the Committee was adopted and H.B. No. 60, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 379) recommending that H.B. No. 1131, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1131, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ENTRANCE," passed Second Reading and was referred to the Committee on Health, with Representatives Coffman, Har and Say being excused.

Representatives Takumi and Belatti, for the Committee on Education and the Committee on Health, presented a report (Stand. Com. Rep. No. 380) recommending that H.B. No. 913, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 913, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 913, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING WELLNESS GUIDELINES," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representatives Yamane and Lee, for the Committee on Transportation and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 381) recommending that H.B. No. 760, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 760, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 760, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 382) recommending that H.B. No. 562, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 562, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 383) recommending that H.B. No. 697 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 697, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 384) recommending that H.B. No. 805 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 805, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 385) recommending that H.B. No. 807 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 807, entitled: "A BILL FOR AN ACT RELATING TO RETIREMENT BENEFITS FOR JUDGES," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 386) recommending that H.B. No. 743, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 743, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 387) recommending that H.B. No. 808 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 808, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 388) recommending that H.B. No. 80, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 80, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, I rise against this measure. Mr. Speaker, this authorizes the PUC to give preference to renewable energy resources that reduce or eliminate the use of fossil fuel. Mr. Speaker, I want the PUC to give preferences to whatever will lower the electric bill for our community. You go door-to-door, you talk to people, you say, man my electric bill is so high, they blame HECO. Well HECO is just passing the fuel cost on that they get from Chevron and Tesoro when they were in existence.

"The people want their electric bill lowered. They don't care whether it's natural gas or six gerbils running around in a little wheel. They don't care, they just want to be able to turn on their computer, turn on their TV, and they want the lowest price possible. That's the real world, away from all of this political subterfuge.

"And Mr. Speaker, I would point out in the Committee report, Mr. Speaker, I'm an educated man, not a brilliant man, not a particularly bright man, but I am an educated man. I cannot understand the first paragraph in this Committee report. It is one sentence, and I can read, but I am unable to decipher what it means. So, please, a little more clarity, and I would urge this Body, let's focus on what's good for the rate payer. Mr. Speaker, I have some good news and some bad news."

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

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

"Thank you, Mr. Speaker. I'm rising to speak in support of the measure. Thank you, Mr. Speaker. My colleague from Ewa Beach was evidently referring to the original bill. The bill has been amended in Energy & Environmental Protection, and it's asking the Public Utilities Commission to submit a report to the Legislature after the PUC examines the potential for giving preference to certain renewable energy technologies.

"The preference, Mr. Speaker, will include pricing. It will include the examination of what does it do for our customers, our rate payers, when we move away from high priced fossil fuel. So, I believe that this is a good way to go to look at renewables, which for the most part we know are cheaper than the ever escalating fossil fuel. And then to come back to us before the beginning of the 2014 Legislative Session so we can save money for the rate payers. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker. I have the bill and the Committee report in front of me and again my comments on, maybe I didn't understand, because I can't understand what it says here.

"The second thing is, listening to the previous speaker or some of the other comments, this might be a shot across the bow to make it impossible for us to use natural gas. This is going to do a study with all of these various factors which I don't understand, Mr. Speaker. And formulas and procedures and protocols that may make it impossible for us to bring in natural gas. America is awash in natural gas, it could lower our electric bill here by thirty percent even when capital improvement costs are taken into consideration. So, this is a bad idea for the electric bill payer, it's a bad idea all around. Thank you."

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

"Mr. Speaker, strong reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 80, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Coffman, Har and Say being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 389) recommending that H.B. No. 1417, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1417, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, ruling on a potential conflict. My law firm does foreclosure work. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1417, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDIATION AFFECTING JUDICIAL FORECLOSURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 390) recommending that H.B. No. 812 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 812, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 391) recommending that H.B. No. 220, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 220, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 392) recommending that H.B. No. 427, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 427, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII STATE CONSTITUTION TO ALLOW ELECTRONIC COPIES, AS AN ALTERNATIVE TO PRINTED COPIES, OF A BILL TO BE MADE AVAILABLE FOR MEMBERS OF A HOUSE IN WHICH THE BILL IS BEING VOTED UPON FOR THIRD OR FINAL READING IN FULFILLMENT OF THE FORTY-EIGHT HOUR AVAILABILITY REQUIREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 393) recommending that H.B. No. 775, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 775, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, ruling on a potential conflict. On House Bill Number 775, House Draft 1, Standing Committee Report Number 393, my office has a claim in this bill at number five. I work directly on that case and continue to work on it until the case closes. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 775, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 394) recommending that H.B. No. 463, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 463, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 395) recommending that H.B. No. 1070, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1070, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 396) recommending that H.B. No. 799, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 799, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 799, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT," was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 397) recommending that H.B. No. 559, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 559, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 398) recommending that H.B. No. 1016, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1016, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, I ask the Clerk to cast a no vote for me and I just have a few remarks. Mr. Speaker, the measure looks like it's related to the PLDC, and I really ask Members to take a hard look at this. It allows the Office of Planning to establish a transfer of development rights program and a development rights credit bank. I'm just not comfortable with it at this point, Mr. Speaker. So, I just don't want us to go down the wrong road again like we did with PLDC. Thank you."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1016, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF DEVELOPMENT RIGHTS," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Coffman, Har and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 399) recommending that H.B. No. 950, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 950, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS ON FURLOUGH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 400) recommending that H.B. No. 1114, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1114, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1114, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ARRESTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representatives Aquino and Yamane, for the Committee on Public Safety and the Committee on Transportation, presented a report (Stand. Com. Rep. No. 401) recommending that H.B. No. 1308, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1308, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representatives Aquino and Takai, for the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 402) recommending that H.B. No. 850, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 850, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representatives Aquino and Takai, for the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 403) recommending that H.B. No. 1136, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1136, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a potential conflict. I'm a volunteer with the Civil Air Patrol. Thank you," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker, ruling on a potential conflict. I'm an honorary member of the Civil Air Patrol," and the Chair ruled, "no conflict."

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

"I'm in strong support and would like permission to insert written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"I stand in strong support of HB1136, HD1, as it is imperative for Hawaii's Civil Air Patrol to offer rigorous training programs to promote good citizenship and volunteerism to future leaders. Their Cadet Program enables the development of leadership skills to produce bright, poised and disciplined youth and young adults. CAP also provides an invaluable service as an extension of the State's Civil Defense mission in their abilities to use aircrafts to reach areas in the State that cannot be covered by any of the normal warning systems.

"In late October 2012, CAP was called upon to provide tsunami warnings to the community as they were capable of alerting campers along the Hilo shore who were beyond the sirens and where Civil Defense sirens had failed. CAP was able to perform this public service at minimal cost to the government, primarily because they have pilots that are trained to respond to such emergencies."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1136, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 404) recommending that H.B. No. 1059, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1059, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Coffman, Har and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand.

Com. Rep. No. 405) recommending that H.B. No. 459, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 459, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND ARTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 406) recommending that H.R. No. 6 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 6, entitled: "HOUSE RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," was adopted, with Representatives Coffman, Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 407) recommending that H.C.R. No. 3 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," was adopted, with Representatives Coffman, Har and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 408) recommending that H.B. No. 160 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 160, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Har and Say being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 409) recommending that H.B. No. 1412 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1412, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 410) recommending that H.B. No. 88, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 88, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, reservations on this one. I'm not very clear on the mechanics of it. Thank you."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 88, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSTRUCTION OF LAWS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 411) recommending that H.B. No. 189 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 189, entitled: "A BILL FOR AN ACT RELATING TO GENDER EQUITY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Har and Say being excused.

Representatives Evans and Luke, for the Committee on Water & Land and the Committee on Finance, presented a report (Stand. Com. Rep. No. 412) recommending that H.B. No. 1133 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1133, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Har and Say being excused.

ANNOUNCEMENTS

Representative Evans: "Thank you, Mr. Speaker. Your Committee on Water & Land, on the 8:00 agenda, we had many agendas today but there's one we want to ask the Committee on Water & Land to meet in Room 329 at 1:45 for decision-making on House Bill 191. Also, we had another agenda later, today it was at 10:30, Committee on Water & Land and Committee on Ocean, Marine Resources, & Hawaiian Affairs. Also, we want to meet for decision-making at 1:45 in Room 329 on House Bill 106, HCR 15, HCR 27 and HCR 28. Thank you."

Representative Hanohano: "Also, for the Committee on Ocean, Marine Resources, &Hawaiian Affairs, we will also be meeting at 1:45 in Room 329 to complete our 10:50 a.m. agenda. *Mahalo*."

Representative McKelvey: "Mr. Speaker. Your Committee on Consumer Protection & Commerce will be holding a 2 p.m. hearing. We'll be going right into decision-making and would appreciate the Members being there to help us vote on these bills. Thank you."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
486	Committee on Agriculture, then to the Committee on Finance

490, HD1	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
491, HD1	Committee on Agriculture, then to the Committee on Finance
499, HD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
892, HD1	Committee on Transportation, then to the Committee on Finance

ADJOURNMENT

At 1:30 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 14, 2013. (Representatives Coffman, Har, Say and Tokioka were excused.)

NINETEENTH DAY

Thursday, February 14, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Linda Ichiyama, after which the Roll was called showing all Members present with the exception of Representative Ing, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 15 and 16) were received and announced by the Clerk:

Sen. Com. No. 15, transmitting S.B. No. 1014, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION," which passed Third Reading in the Senate on February 13, 2013.

Sen. Com. No. 16, transmitting S.B. No. 1015, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," which passed Third Reading in the Senate on February 13, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Ing was excused.)

S.B. No. 1014, SD 1
S.B. No. 1015, SD 1

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Puʻuwai.
Puʻuwai – Heart. A center of emotion. Probably a western concept.
Note: In a chant dated 1853 – *Ke hōʻeuʻeu nei i ka Puʻuwai. S*tirring now the heart.
Hauoli Lā Puʻuwai Himene Kakou.
Mahalo."

INTRODUCTIONS

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

Representative Yamane introduced students and their chaperones visiting from Japan and the Philippines, who were participating in a three-week seminar sponsored by the Univers, Na Lei Aloha Foundation. They were accompanied by Mr. Joe Tassill, Mrs. June Tassill, Ms. Ruby Maunakea, Mr. Ron Matayoshi and interpreter Ms. Keiko Grant.

Representative Awana introduced Ms. Ruby Maunakea, a community supporter of Native Hawaiian culture and language.

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 12:40 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 413) recommending that H.B. No. 197, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 197, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 414) recommending that H.B. No. 410, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 410, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 415) recommending that H.B. No. 109, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 109, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 416) recommending that H.B. No. 1123, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1123, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 417) recommending that H.B. No. 1374, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1374, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 418) recommending that H.B. No. 955, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 955, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 419) recommending that H.B. No. 1339, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1339, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1339, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 420) recommending that H.B. No. 332 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 332 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"I request a ruling on a potential conflict. My wife's company is contracted by HTA. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 332, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 421) recommending that H.B. No. 963, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 963, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise with reservations. Mr. Speaker, I have an uneasy conscience about the broken promise that's in this bill. We promised the industry that if we raised the TAT Tax by 2%, we would sunset it. And this takes away the sunset, therefore taking away our promise.

"The subculture, the word is, you guys always do that, you put in a tax, you never take it away. That belittles the profession, it makes us less credible. And I would say this is probably a good warm up, a good training wheel for what's going to be a real big decision by this Body when the increase on Oahu of 5% for the rail expires in a number of years. I think the public will really see how we keep our word or we don't. I think this is just the beginning. For those reasons, Mr. Speaker, I have some serious doubts about this. Thank you."

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

"Mr. Speaker, I rise against this measure. I'd like to have the words of the Representative from Hawaii Kai inserted as if they were my own, and echo the fact that we gave our word to the industry a few years ago that this would be temporary. Now we've gone back on that, and Mr. Speaker, as was pointed out to me in the past few weeks in a very difficult set of negotiations with a friend of mine, that once you give your word in this Body, you keep it, even if you have a change of heart. So I was willing to stick by that. I didn't like it, but I stuck by it. Now, we gave our word as a public institution, now we're going back on it.

"What I also find troubling was the floating of a potential increase, Mr. Speaker. It was all out there. Let people draw their own assumptions as to why that was done. But I think, my view is, it left the folks who are paying this tax with the idea that, you'd better take this because this is the best deal you're getting. So I find that very troubling. I think this tax is a symptom of a failure on our part to get our spending in control. Revenue is going up, why are we going back on our word? We can't control our spending. And whether it's this tax or the myriad of fees, we have a problem, Mr. Speaker.

"Now, the bill does do a few good things, it removes the tax on complimentary rooms. Boy, that was mighty nice of us to remove the tax on complimentary rooms. And it does remove the cap on the monies that will go into the funds, so those are two good things. But we didn't keep our word to the industry, Mr. Speaker, and this is our key industry, our primary industry. And so for those reasons, I am against it."

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

"Mr. Speaker, in opposition, with the same sentiment that has been spoken by the two speakers before me, Mr. Speaker. I bring my family into this building every now and then, and I want them, I want my little brothers and sisters to be able to look up to me and to be able to say, 'my older brother always kept his word.' Now this is something that we set as a standard as Representatives of the great State of Hawaii.

"If we tell somebody that we're going through hard times, we need you to help out, and then when we're through the hard times we'll cut back, we'll give you back what we had taken from you. Whether this goes through or not, the fact that we are actually contemplating it, to even send out that message that we're thinking about breaking our word, I think is very bad as a public statement, Mr. Speaker."

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

"*Ke ku nei au me ka kanalua, no ka mea o ka ʻōlelo oia ka mea nui no na po'i me na pilina.*

"I'm rising with strong reservations. Our word is our word when we create our relationships. So we should all remember that. *Mahalo*."

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

"Mr. Speaker, in support. It's one of the fundamental principles of a legislature that we cannot bind a future legislature. So, this idea of going back on our word is tempered by the fact that there's going to be a new legislature after this one that can undo everything that we've done if they choose to. So, I don't see it in the same terms.

"I would also say that, I guess it was two or three years ago now when we passed a law that temporarily increased the TAT. The assurance and warning from the tourism industry that this increase, I think it was a 2% increase, was going to have just absolutely catastrophic effects on the tourism industry. Though I don't take raising taxes lightly, those predictions were 180 degrees off base. On the contrary, the tourism industry has grown by leaps and bounds, and if my recollection is correct, in 2012 they had a record year for revenue and I believe for visitors as well. So, there's also some question about whether what we were being told two years ago was actually accurate information or not. Thank you."

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

"Thank you, Mr. Speaker. In support with slight reservations. Thank you very much. Reservations are to the permanency of the 9.25%. Although the previous speaker was correct, however for the neighbor islands, the RevPAR for the rooms decreased quite significantly because of this and as a result the visitor industry on the neighbor islands is still trying to play catch-up. So, I'd like to see maybe another sunset or something, so we can come back and look at this, but it has had an effect on the neighbor islands. That's my only concern. Thank you."

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

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

"Thank you, Mr. Speaker, in support. Thank you. Reading the testimony of the Hawaii Tourism Authority, they show concerns, like a lot of people in the House have concerns about this. But we're maintaining a tax which we can in the future decide to decrease or increase depending on what the situation is. And we are at a pivotal point with new incoming travelers, because hopefully the new business will be repeat business in the future. And also checking the testimony of the counties, they have concerns, like legislators, but they also want what they feel is their share of the TAT. So to keep promotions and the county share of the TAT coming, I think for now we should maintain this tax where it is. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker, second time. Mr. Speaker, I remember 26 years ago, we didn't have this tax. Now we're addicted to it and we keep raising it. We're like a crack addict, we can't get enough. And we tell them how lucky they are that we're only taking 9%, Mr. Speaker. Mr. Speaker, supporters of this measure were the Hawaii Tourism Authority, and they cautiously supported 9.2% with amendments.

"Opponents: Department of Finance; Country of Kauai; Gladys Baisa, Council Chair, Maui County Council; Don Couch, Robert Carroll, Riki Hokama, Council Members, Maui County Council; Hawaii Council of Mayors; Hawaii Lodging and Tourism Association; Chamber of Commerce Hawaii; Maui Hotel and Lodging Association; Waikiki Improvement Association; Maui Chamber of Commerce; Outrigger Hotels.

"One person, one entity as far as I can see, was in support of this measure. We're addicted to the money, we have to let Finance Committee make the hard decisions with the revenue we have coming in. Thank you."

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

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you. I rise in support for two reasons. Number one is, if many of you look at your hotel bills in various places throughout the mainland, you'll notice that they have hotel room taxes quite similar to the one that we're discussing today. It is not uncommon for tourist destinations, or business destinations for that matter, to levy these taxes on hotel users or people who purchase hotel rooms. That's quite common.

"But you may not notice, if you take a look at the bill, it removes a $10 a day surcharge that we're charging hoteliers when they give complimentary rooms, that's removed. So you should take note of that because that's a 'give back.'

"But the second reason why I stand in support of this is, many of you may not know, because Waikiki is in our backyard and not too many of us go to Waikiki, but just recently most of the hotels in Waikiki started what they call the resort fee. It's like a $20 to $30, sometimes $35 a day resort fee. No one's complaining about that. But the hoteliers are getting it and the reason for them doing it is because everybody else is. You take a look at all of the resort destinations, the tourist destinations throughout the world, and lo and behold, you see this resort fee. This daily resort fee. It may give you free parking, it may give you free Internet, but the fact is, it's $25 to $30 more per day. We're doing it.

"So, we can remove this tax and remove or put back the levy on the daily surcharge for free rooms, but everybody else is doing this. So why not do it? Because this revenue not only enhances the visitor experience for our visitor friends coming to Hawaii, but also helps us as a state. So, I stand in support of this measure. Thank you."

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

"Mr. Speaker, in strong support. I would like the words of the previous speaker as if they were my own. Thank you."

Representative Ward rose to respond, stating:

"Second time, with just a couple of footnotes. Number one, I think it's really dangerous to assume that tourism is always going to be gangbusters. The rest of the world is developing top rate hotels at top rate prices. We have really got global competition going, so I think it's naïve to think that we can keep pressing the tax button on these guys and expect them to be surviving.

"Secondly, we are a leisure destination, we're not a business destination. When you go to San Francisco or New York and pay those high taxes, that's when your company or your agency is going to pick up that stuff. Here we have families, we have leisure destination. You come here primarily for leisure, not business. So it's a different deductibility.

"And thirdly, there is a bill that's floating for the previous speaker's edification, to tax those 'resort fees' that are being attached to the bill. So there'll be a TAT tax on what he just said now is a free ride.

"And lastly, let's be realistic, we held a 2% increase over the heads of the hotel executives. If you don't want this 2% increase, you better agree to a non-sunset to the 2%. Mr. Speaker, that's the reality of the political hard ball that this bill plays with. But I think it's again, it's a warm up for the game when we have the rail tax increase on Oahu of 0.5%, are we going to keep our word to the people of Hawaii or are we not going to keep our word. To me that's the essence of this bill, too. Thank you."

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

"Mr. Speaker, I'm standing in strong support. Thank you. Mr. Speaker, as we all know, tourism, if not one of the strongest economies in our state, is maybe the top two or three. So it's extremely competitive and the money from the TAT does in turn go to support the necessary infrastructure improvements in the Waikiki District and other resort areas, as well as throughout our state in which our tourists do utilize. As well as the sales and marketing cost to continue having our tourism market boom as it has in this past year. And even the Hawaii Tourism Authority is dependent upon the TAT money to have their department thrive.

"So, again, in support and I hope that the Members see the relevance and the extreme need to continue our tourism the way we're moving in the right direction. Thank you."

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

"Thank you very much. Mr. Speaker, in support. Just a brief response to the Representative from Hawaii Kai, regarding the fact that Hawaii is a leisure destination. That is absolutely true, but you need only look at other leisure destinations in the country, for example Las Vegas. I think most people, except probably for you, Mr. Speaker, go to Las Vegas not for work. Their tax is 12%. Orlando, I think we all know where that is, has a 12.5% tax. Thank you very much, Mr. Speaker."

Representative Fale rose to respond, stating:

"Mr. Speaker, I was here when the tax was increased. I was just a regular guy running around outside. And I heard it was said, it's just for a short time. It's just until we get through the challenges that we have right

now. I'm a strong believer that your word is your bond. We have to be able to lay our foundation based upon that.

"It does all these great things, it does all this good stuff and everything, but more importantly, if we say we're going to sunset something, we've got to be able to garner the faith and trust of the people. Honestly, it's disappointing for me to say, 'well this Legislature can't bind any future Legislature.' Then don't say that. Because I heard it with my own two ears, that this is only for that short time. It's just disappointing to be able to, I hope it's a precedent that doesn't proceed into the future, Mr. Speaker."

Representative Awana rose to respond, stating:

"Thank you, Mr. Speaker, just a friendly rebuttal to the comments made by the Representative from Laie. Although we realize that our word is our bond, in times like these when the economy throughout the world is so, looking at particular market segments. And when we have a hold on tourism in our State of Hawaii and to the extent that we depend on it, it would behoove us not to look at this particular measure and to move it forward. Because in order for us to continue, the monies that were derived from that fund have actually lead us to where we are today, a leader in the tourism industry. Thank you."

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

"Reservations, in the interest of the economy of my home island. And a brief comment on keeping our word. I agree that it's vital that we do, as an institution, in order to keep the public trust. But when I say 'we,' that's, I think, where the misunderstanding may be. Because we as a Legislature, is not the same Legislature as a few years ago. As a matter of fact, when this measure was first passed I think I was a couple of years out of high school and that was a different Legislature representing a different body of people, a different public. And the decisions we make this year need to reflect our constituents, not the constituents of however many years ago."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 963, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Har and Tokioka being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 422) recommending that H.B. No. 935, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 935, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I'm going to rise in opposition to this one. Mr. Speaker, as a courtesy to you, I'm going to keep my remarks brief. But, I would like to say, this goes again to the fact that we are not prioritizing and not letting our esteemed Finance Committee do the tough work.

"We have employees who do not feel they are made whole yet. We have many other needs and here is a tax increase on families who are buying their first home, buying homes, buying condominiums, starter homes. We're going to charge them extra money for a program that I think is dubious at best and will absolutely have marginal or negligible impact on the environment. And so, I'm going to save the rest of my comments for another bill coming down relating to this in the future. Thank you."

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

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

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 935, HD2; a bill that increases the conveyance tax in our state. This bill will raise the price of real estate transactions valued at $2 million or greater. Although I understand it is important to protect our watershed, control invasive species and also support the Rental Housing Trust Fund; I believe that these worthwhile projects should be funded through the general fund.

"The net effect of this bill will be that taxes will be increased and this will have a negative impact upon the economy. In addition, high taxes on property conveyance may have a chilling effect on the construction industry. This is something that will affect working class people negatively.

"It is notable that the Chamber of Commerce of Hawaii submitted testimony that stated, 'There is no rational nexus between the real estate transactions that are being taxed at conveyance, and the uses identified in HRS 247 as the beneficiaries of the tax.' The Hawaii Association of Realtors (HAR) also testified in opposition to this bill. HAR pointed out that the conveyance tax is applied 'whether or not a property is sold at a gain or a loss.'

"For these reasons, Mr. Speaker, I oppose HB 935, HD2."

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

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

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 935, HD 2. This bill would seek to increase the conveyance tax on all properties over $2 million dollars. While HB 935 has a noble purpose in aiding in Hawaii's watershed protection efforts as well as in funding invasive species control, the bill seems to be lacking a very clear nexus between the sale and improvement of real estate in Hawaii and the need for watershed protection. For that reason, I will be voting with reservations."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 935, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Har and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 423) recommending that H.B. No. 657, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 657, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, may I have a ruling on a potential conflict. My wife is a consultant with the UH Cancer Center," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker, in opposition. Mr. Speaker, taxation does change behavior. We have raised the taxes on prepackaged cigarettes so high that people will go out of their way to buy the raw tobacco to roll their own cigarettes to avoid the taxation of $8 a pack. The retail cost is about $8 to $9 a pack, depending on where you buy them. That has been so burdensome for our community that some people actually go and do this. I don't smoke, so I don't do this, but it goes to the fact that taxation does affect behavior. Now these people are trying to get around it, so now we're chasing them for a couple extra bucks. We won't leave them alone.

"If it's that bad, let's outlaw it. You've heard that before. If tobacco is that bad, let's just be done with it. But let's not try and make money off these folks. And this is just another revenue grab, the way I look at it. And yeah, it goes to great causes, no doubt about that. But people are finding a way around it. Human beings are smart, this loophole will be closed and then there'll be another way around it. They're going to get there one way or another. Thank you."

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

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

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you, Mr. Speaker. I'd like to commend the Chair of Health for introducing this measure and for identifying what the Representative from Ewa Beach has identified as a loophole or leakage in our tobacco taxes. It is true, there are people that are buying loose tobacco and rolling their own. But they should be also paying taxes. Because we have, and proudly so, one of the highest cigarette taxes in the nation. And there's no reason why people that are smoking or using other tobacco products should not be partaking in the pleasure of providing our state with these taxes that seriously go to benefit some of the concerns that we have as it relates to cancer and tobacco usage.

"In the hearing we had a great discussion with the University of Hawaii Cancer Center, and made a few requests. I'd like to, with your permission, Mr. Speaker, enter into the Journal the response from the Cancer Center in regards to that discussion, if I may. Thank you.

"One of the concerns that was addressed in the hearing, was that all these funds coming in, even for the Tobacco Tax right now, goes to very important areas of state government, emergency management, the Cancer Center and the like. One of the things that it doesn't go to is into the cancer prevention efforts. We call them the tri-agencies: The American Heart, the American Lung, and the American Cancer Society. They used to partake in some seriously significant amounts of money through the Master Settlement Agreement, but over the years that support has eroded.

"So although they support, and the Coalition for Tobacco Free Hawaii supports House Bill 657 because it increases tobacco taxes, it provides a funding stream to areas that they support. One of the things that was highlighted in the discussion is it doesn't take care of the prevention efforts. I would like to see over the next few months an effort to provide some of this additional revenue to the American Heart Association, Cancer, Lung and the Coalition for a Tobacco Free Hawaii. Thank you, Mr. Speaker."

Representative Takai submitted the following:

UNIVERSITY OF HAWAI'I
CANCER CENTER

February 5, 2013

The Honorable Isaac W. Choy
Chair, House Committee on Higher Education
Hawaii State Legislature
State Capitol, Room 404
415 South Beretania Street
Honolulu HI 96813

The Honorable K. Mark Takai
House Committee on Higher Education
Hawaii State Legislature
State Capitol, Room 426
415 South Beretania Street
Honolulu HI 96813

Re: House Bill 657, Relating to Tobacco Products

Dear Chair Choy and Representative Takai:

Thank you for taking the time to meet with UH Cancer Center Deputy Director Dr. Marcus Tius and me yesterday regarding House Bill 657. We appreciated the opportunity to discuss the Cancer Center's work with you.

At your request, we are providing the following documents:

1. Private Naming Opportunities at the University of Hawaii
   (This document was provided by the University of Hawaii Foundation.)
2. University of Hawaii Cancer Center Naming Matrix
   (This document was provided by the University of Hawaii Foundation.)
3. Summary of cigarette tax funds received and expended by the Cancer Center from January 1, 2010 to June 30, 2012.
4. Statement of net assets as of June 30, 2012
5. Statement of revenue and expenditures through June 30, 2012
6. Operating budget plan that we believe was provided to Representative Takai in April 2011, at his request. You also asked for an update on the Cancer Center's progress relating to this plan. We are working on an update and will provide it to you as soon as possible.

701 Ilalo Street, Honolulu HI 96813 | Tel (808) 586-3010 | Fax (808) 586-3052 | www.uhcancercenter.org
A National Cancer Center Institute-designated Cancer Center

The Honorable Isaac W. Choy
The Honorable K. Mark Takai
February 5, 2013
Page 2 of 2

If you have questions, please do not hesitate to contact me at 586-3010 or lheirakuji@cc.hawaii.gov.

Very truly yours,

Lynn Heirakuji, DSW
Associate Director for Administration

Attachments

This document was provided by the University of Hawai'i Foundation.

Private Naming Opportunity Guidelines at the University of Hawai
Revised June 26, 2007

	Support	Minimum levels for UHM	Minimum levels for UHCC/UHH/UHWO	Level of Approval: Chancellor	President	Board of Regents
In Support of Academic Programs	**Program Endowments**					
	To name a School or College	$25,000,000		X	X	X
	To name a Center or Institute	$10,000,000		X	X	X
	To name a Department	$5,000,000		X	X	X
	Faculty Endowments					
	To name a Deanship (existing)	$2,000,000	$2,000,000	X	X	X
	To name a Deanship (existing/new)	$2,000,000 to $4,000,000	$500,000 to $3,000,000	X	X	X
	To name a Chair (existing/new)	$1,000,000 to $2,000,000	$500,000 to $1,000,000	X	X	X
	To name a Directorship	$500,000 to $1,000,000	$250,000 to $1,000,000	X	X	X
	To name a Distinguished Professorship	$250,000 to $500,000	$250,000 to $500,000	X	X	
	To name a Lectureship	$250,000	$150,000	X	X	
	To name a Fund for Faculty Research	$250,000	$250,000	X	X	
	Student Endowments					
	To name a Graduate Fellowship	$100,000 - $250,000	$100,000 - $250,000	X		
	To name an Undergraduate Scholarship	$35,000	$25,000	X		
	Libraries Endowments					
	To name a Librarian or Curator	$1,000,000	$500,000	X	X	X
	To name a Library Collection	$1,000,000	$500,000	X	X	
	To name a Library or Archival Fund	$200,000	$100,000	X	X	
In Support of Facilities	**Building**					
	To name a Building	50% of total construction cost for new facility with endowment for maintenance; or 50% of total renovation cost for existing facility with endowment for maintenance	50% of total construction cost for new facility with endowment for maintenance; or 50% of total renovation cost for existing facility with endowment for maintenance	X	X	X
	To name rooms within a building	Based on square footage total cost or total renovation cost with endowment for maintenance	Based on square footage total cost or total renovation cost with endowment for maintenance	X		
	Campus Landscape Projects	TBD through campus process	TBD through campus process	X		

This document was provided by the University of Hawai'i Foundation.

University of Hawaii Cancer Center
Naming Matrix

Rooms	Description	Permanent Naming (Minimum Levels)
Overall		
Building, Faculty & Program		$20,000,000
Ground Floor		
Conference Center		$4,000,000
Fitness Center		$1,000,000
Clinical Trials Study Lab	Houses fitness and kitchen facilities	$1,000,000
Ka hua launa	A place for social gatherings (outdoor area fronting conf center)	$1,000,000
Imaging & Technology Lab		$2,000,000
'Aha kukakuka	Makai garden	$500,000
Makai Garden	Reflection Bench in 'Aha kukakuka Garden	$50,000
'Puku'i	Mauka garden	$500,000
Maùka Garden	Reflection Bench in 'Puku'i Garden	$50,000
Fitness Analytics Room		$200,000
Kitchen and Food Demo		$500,000
Memorial Arcade	Wall along entry	$50,000 each; $450,000 total
Below entry feature wall	Bench	$50,000
Clinical Studies Waiting Area	Near Labs	$50,000
2nd Floor		
Mauka Terrace	Covered outdoor meeting room	$1,000,000
Indoor Lounge	Internal Interaction Space	$250,000
Suite	Wet lab wing	$2,000,000
Makai Concourse or Balcony	Ocean-facing informal meeting space	$100,000
3rd Floor		
Mauka Conference Room		$500,000
Makai DH Conference Room		$300,000
Suite	Wet Lab Wing	$2,000,000
Makai Concourse or Balcony	Ocean-facing interaction space	$100,000
4th Floor		
Mauka Conference Room		$500,000
Suite	Wet Lab Wing	$2,000,000
Suite	Dry Lab Wing	$750,000
Makai Concourse or Balcony	Ocean-facing interaction space	$100,000

University of Hawaii Cancer Center
Naming Matrix

5th Floor		
Mauka Conference Room		$500,000
Suite	Dry Lab Wing	$750,000
Makai Concourse or Balcony	Ocean-facing interaction space	$200,000
6th Floor		
Board Room	Executive meeting room	$1,000,000
Makai Concourse or Balcony	Ocean-facing interaction space	$200,000

Cigarette Tax Revenue
Received by UH Cancer Center
01/01/2012 to 6/30/2012

POSTED DATE	PERIOD		AMOUNT
1/6/2012	Nov-11	$	1,295,400.00
2/3/2012	Dec-11	$	1,622,492.38
3/5/2012	Jan-12	$	1,302,324.63
4/25/2012	Feb-12	$	1,349,077.77
5/2/2012	Mar-12	$	1,662,739.75
6/5/2012	Apr-12	$	1,091,455.57
6/29/2012	May-12	$	1,712,689.77
	TOTAL	**$**	**10,036,179.87**

Cigarette Tax Expenditures
01/01/2012 to 6/30/2012

CATEGORY	AMOUNT	EXPLANATION
New Building Expenses	$2,738,241.50	Capital Expenditures (for new Cancer Center Building at Kaka'ako): architecture costs, engineering costs, insurance costs, RCUH service fee costs, and salary costs for OCI personnel
Personnel	$3,160,830.66	Research and Operating Expenditures: support for administration, fiscal, communications, facilities, IT, and faculty
Materials & Supplies	$ 205,776.42	Research and Operating Expenditures: lab supplies, office supplies, and facilities/maintenance supplies
Travel & Faculty Relocations	$195,470.49	Research and Operating Expenditures: travel expenses for EAB (External Advisory Board) Members, travel expenses for faculty through their start-up funds, and relocation expenses for new research Faculty recruits
Printing & Publications	$7,144.20	Research and Operating Expenditures: printing, binding, and signage costs for the NCI Site Visit in February 2012, and costs for the UHCC Opening Campaign Book
Utilities & Communications	$313,389.63	Research and Operating Expenditures: electric costs, gas costs, water costs, and telephone costs
Rentals	$541,646.03	Research and Operating Expenditures: rental expenses for the Gold Bond Building, and rental expenses for liquid nitrogen and other gases needed for research purposes
Repairs & Maintenance	$62,236.99	Research and Operating Expenditures: repairs and maintenance for machinery, equipment, buildings, structures, and grounds
Equipment	$17,921.37	Research and Operating Expenditures: computers and computer equipment for new faculty
Services Fees	$99,163.30	Research and Operating Expenditures: RCUH mandatory service fees, and honorarium payments to EAB (External Advisory Board) Members and guest lecturers
Other Costs	$965,158.43	Research and Operating Expenditures: advances to RCUH for FY12 expenses (Facilities/Maintenance, IT, Faculty Start-Up Accounts, Bridge Funds, Program Allocations), and freight, delivery, and postage costs
Bond Repayment	$2,525,581.19	Capital Expenditures: Building Bond Repayment for the new Cancer Center Building
TOTAL	**$10,832,560.21**	

Cigarette Tax Revenue
Received by UH Cancer Center
07/01/2011 to 12/31/2011

POSTED DATE	PERIOD		AMOUNT
7/5/2011	May-11	$	1,521,840.00
8/2/2011	Jun-11	$	1,538,400.00
9/6/2011	Jul-11	$	1,592,580.00
10/5/2011	Aug-11	$	1,242,600.00
12/6/2011	Sep-11	$	1,608,600.00
12/6/2011	Oct-11	$	1,134,000.00
10/17/2011	Interest	$	30,788.03
	TOTAL	**$**	**8,668,808.03**

Cigarette Tax Expenditures
07/01/2011 to 12/31/2011

CATEGORY	AMOUNT	EXPLANATION
New Building Expenses	$1,977,822.25	Capital Expenditures (for new Cancer Center Building at Kaka'ako): architecture costs, engineering costs, insurance costs, RCUH service fee costs, and salary costs for OCI personnel
Personnel	$484,906.34	Research and Operating Expenditures: support for administration, fiscal, communications, facilities, IT, and faculty
Materials & Supplies	$258,620.67	Research and Operating Expenditures: lab supplies, office supplies, and facilities/maintenance supplies
Travel & Faculty Relocations	$116,018.69	Research and Operating Expenditures: travel expenses for EAB Members, travel expenses for faculty through their start-up funds, and relocation expenses for new research Faculty recruits
Printing & Publications	$ 634.89	Research and Operating Expenditures: printing costs for the Hawaii Science Teachers Association Conference and publication of public notices in the Star Advertiser
Utilities & Communications	$363,959.29	Research and Operating Expenditures: electric costs, gas costs, water costs, and telephone costs
Rentals	$490,836.23	Research and Operating Expenditures: rental expenses for the Gold Bond Building, and rental expenses for liquid nitrogen and other gases needed for research purposes
Repairs & Maintenance	$75,042.43	Research and Operating Expenditures: repairs and maintenance for machinery, equipment, buildings, structures, and grounds
Equipment	$571,116.81	Research and Operating Expenditures: mouse racks, mouse cages, cryostat machine, and computers for new faculty
Services Fees	$122,348.82	Research and Operating Expenditures: RCUH mandatory service fees and honorarium payments to EAB (External Advisory Board) Members
Other Costs	$1,193,597.56	Research and Operating Expenditures: advances to RCUH for FY12 expenses (Facilities/Maintenance, IT, Faculty Start-Up Accounts, Bridge Funds, Program Allocations), and freight, delivery, and postage costs
Bond Repayment	$5,198,581.19	Capital Expenditures: Building Bond Repayment for the new Cancer Center Building
TOTAL	**$10,853,485.17**	

Cigarette Tax Revenue
Received by UH Cancer Center
07/01/2010 to 12/31/2010

POSTED DATE	PERIOD		AMOUNT
7/30/2010	Jun-10	$	1,847,640.00
9/1/2010	Jul-10	$	1,521,000.00
9/30/2010	Aug-10	$	1,170,000.00
11/8/2010	Sep-10	$	1,583,400.00
12/2/2010	Oct-10	$	1,443,600.00
	TOTAL	**$**	**7,565,640.00**

Cigarette Tax Expenditures
07/01/2010 to 12/31/2010

CATEGORY	AMOUNT	EXPLANATION
New Building Expenses	$2,001,778.11	Capital Expenditures (for new Cancer Center Building at Kaka'ako): architecture costs, engineering costs, insurance costs, RCUH service fee costs, and salary costs for OCI personnel
Personnel	$63,328.90	Research and Operating Expenditures: support for administration, fiscal, communications, facilities, IT, and faculty
Materials & Supplies	$140,896.57	Research and Operating Expenditures: lab supplies, office supplies, and facilities/maintenance supplies
Travel & Faculty Relocations	$170,651.28	Research and Operating Expenditures: travel expenses for faculty and relocation expenses for new research Faculty recruits
Printing & Publications	$1,850.28	Research and Operating Expenditures: printing and publication costs
Utilities & Communications	$157,262.07	Research and Operating Expenditures: electric costs, gas costs, water costs, and telephone costs
Rentals	$478,074.19	Research and Operating Expenditures: rental expenses for the Gold Bond Building, and rental expenses for liquid nitrogen and other gases needed for research purposes
Repairs & Maintenance	$114,924.22	Research and Operating Expenditures: repairs and maintenance for machinery, equipment, buildings, structures, and grounds
Equipment	$197,191.52	Research and Operating Expenditures: lab equipment and IT equipment
Services Fees	$44,716.55	Research and Operating Expenditures: RCUH mandatory service fees and honorarium payments to EAB (External Advisory Board) Members and others
Other Costs	$2,569,425.63	Research and Operating Expenditures: parking expenses, Townsend Hawaii LLC expenses, and freight, delivery, and postage costs
TOTAL	**$5,940,099.32**	

Cigarette Tax Revenue
Received by UH Cancer Center
01/01/2011 to 06/30/2011

POSTED DATE	PERIOD		AMOUNT
1/5/2011	Nov-10	$	1,312,200.00
1/31/2011	Dec-10	$	1,612,200.00
2/28/2011	Jan-11	$	1,365,000.00
4/5/2011	Feb-11	$	1,420,200.00
4/30/2011	Mar-11	$	1,637,400.00
6/1/2011	Apr-11	$	1,370,400.00
6/30/2011	Interest	$	252,180.25
	TOTAL	**$**	**8,969,580.25**

Cigarette Tax Expenditures
01/01/2011 to 06/30/2011

CATEGORY	AMOUNT	EXPLANATION
New Building Expenses	$6,466,391.44	Capital Expenditures (for new Cancer Center Building at Kaka'ako): architecture costs, engineering costs, insurance costs, RCUH service fee costs, and salary costs for OCI personnel
Personnel	$3,842,220.70	Research and Operating Expenditures: support for administration, fiscal, communications, facilities, IT, and faculty
Materials & Supplies	$117,331.64	Research and Operating Expenditures: lab supplies, office supplies, and facilities/maintenance supplies
Travel & Faculty Relocations	$178,018.84	Research and Operating Expenditures: travel expenses for faculty and relocation expenses for new research Faculty recruits
Printing & Publications	$5,745.00	Research and Operating Expenditures: printing and publication costs
Utilities & Communications	$201,018.95	Research and Operating Expenditures: electric costs, gas costs, water costs, and telephone costs
Rentals	$492,553.71	Research and Operating Expenditures: rental expenses for the Gold Bond Building, and rental expenses for liquid nitrogen and other gases needed for research purposes
Repairs & Maintenance	$33,767.74	Research and Operating Expenditures: repairs and maintenance for machinery, equipment, buildings, structures, and grounds
Equipment	$92,343.83	Research and Operating Expenditures: lap equipment and IT equipment
Services Fees	$156,726.18	Research and Operating Expenditures: RCUH mandatory service fees and honorarium payments to EAB (External Advisory Board) members
Other Costs	$1,986,262.68	Research and Operating Expenditures: advances to RCUH for FY11 expenses (Facilities/Maintenance, IT, Faculty Start-Up Accounts, Program Allocations), Shared Resource expenses, and freight, delivery, and postage costs
Bond Repayment	$2,473,295.15	Capital Expenditures: Building Bond Repayment for the new Cancer Center Building
TOTAL	**$16,045,675.86**	

Cigarette Tax Revenue
Received by UH Cancer Center
01/01/2010 to 06/30/2010

POSTED DATE	PERIOD		AMOUNT
1/11/2010	Nov-09	$	1,409,580.00
1/29/2010	Dec-09	$	1,684,920.00
2/26/2010	Jan-10	$	1,539,240.00
4/13/2010	Feb-10	$	1,206,240.00
4/30/2010	Mar-10	$	1,496,880.00
6/1/2010	Apr-10	$	1,712,400.00
6/30/2010	May-10	$	1,368,240.00
6/30/2010	Interest	$	371,498.75
	TOTAL	**$**	**10,788,998.75**

Cigarette Tax Expenditures
01/01/2010 to 06/30/2010

CATEGORY	AMOUNT	EXPLANATION
New Building Expenses	$3,692,913.57	Capital Expenditures (for new Cancer Center Building at Kaka'ako): architecture costs, engineering costs, insurance costs, RCUH service fee costs, and salary costs for OCI personnel
Personnel	$ 275,875.37	Research and Operating Expenditures: support for administration, fiscal, communications, facilities, IT, and faculty
Materials & Supplies	$ 229,038.17	Research and Operating Expenditures: lab supplies, office supplies, and facilities/maintenance supplies
Travel & Faculty Relocations	$121,254.25	Research and Operating Expenditures: travel expenses for faculty and relocation expenses for new research Faculty recruits
Printing & Publications	$ 4,157.15	Research and Operating Expenditures: printing costs
Utilities & Communications	$ 247,258.84	Research and Operating Expenditures: electric costs, gas costs, water costs, and telephone costs
Rentals	$ 471,530.80	Research and Operating Expenditures: rental expenses for the Gold Bond Building, and rental expenses for liquid nitrogen and other gases needed for research purposes
Repairs & Maintenance	$ 75,108.08	Research and Operating Expenditures: repairs and maintenance for machinery, equipment, buildings, structures, and grounds
Equipment	$1,161,460.66	Research and Operating Expenditures: lab equipment, mouse racks, and IT equipment
Services Fees	$808,635.82	Research and Operating Expenditures: legal fees and RCUH mandatory service fees
Other Costs	$ 3,978,951.14	Research and Operating Expenditures: storage expenses, parking expenses, Shared Resource expenses, legal settlement expenses, and freight, delivery, and postage costs
TOTAL	**$11,066,183.85**	

UNIVERSITY OF HAWAII CANCER CENTER
STATEMENT OF NET ASSETS
as of 6/30/12
(prepared 2/5/13)

ASSETS		
Current Assets		
General Funds	$	-
Tuition Funds	$	-
RTRF Funds	$	274,664
P30 Grant	$	119,542
Consortium Funds	$	-
Cigarette Tax	$	38,317,302
Total Current Assets*	$	38,711,508
Fixed Assets**		
Furniture, Fixtures, Equipment		
Major Equipment		
Buildings		
Total Fixed Assets	$	-
TOTAL ASSETS	$	38,711,508
LIABILITIES & EQUITY		
Current Liabilities		
Accounts Payable	$	35,984
Total Current Liabilities	$	35,984
Non-Current Liabilities		
Construction Accounts Payable	$	8,269,000
Bonds Payable	$	223,928,116
Total Non-Current Liabilities	$	232,197,116
Equity		
Retained Net Assets***		
Total Equity	$	-
TOTAL LIABILITIES & EQUITY	$	232,233,100

*Current Assets do not include Philanthropic Contributions.
The UH Foundation was not able to report asset information before this report was submitted.
** The Cancer Center does not track the value of these assets.
*** Because the Cancer Center does not track Fixed Asset value, we are unable to provide Retained Net Asset value.

University of Hawaii Cancer Center

Operating Budget Plan

The University has carefully reviewed the construction and operation of a new cancer center to produce a realistic operating budget plan.

The plan is based on assumptions and projections as explained in this presentation and is being monitored as we move forward.

It is a living document which will be adjusted as future circumstances require.

1

UNIVERSITY OF HAWAII CANCER CENTER
STATEMENT OF REVENUE AND EXPENDITURES
for fiscal year ended 6/30/12
(prepared 2/5/13)

Revenues:		
General Funds	$	2,426,102
Tuition Funds	$	753,253
RTRF Funds	$	2,821,395
P30 Grant	$	720,185
Consortium Funds	$	2,200,000
Philanthropic Contributions	$	1,886,055
Cigarette Tax	$	17,183,148
Total Revenues	$	27,990,138
Expenditures:		
New Building Expenses	$	4,716,064
Personnel	$	8,606,194
Materials & Supplies	$	2,082,044
Travel & Relocations	$	311,489
Printing & Publications	$	7,779
Utilities & Communications	$	677,349
Rentals	$	1,032,482
Repairs & Maintenance	$	155,166
Equipment	$	632,636
Services Fees	$	221,512
Other Costs	$	2,443,896
Bond Repayment	$	7,721,162
Total Expenditures*	$	28,607,775
EXCESS OF REVENUE OVER EXPENDITURES	$	(617,637)

*Total Expenditures do not include expenditures on Philanthropic Contributions.
The UH Foundation was not able to report expenditure information before this report was submitted.

Revenue Sources

- Cigarette tax revenue
- Philanthropy
- Percentage of research grant awards provided to support research operation infrastructure (Indirect cost return)
- Revenue from the following sources are applied to reduce operating expenses and thus are not listed separately as revenue sources in the budget plan
  - General funds
  - Grant and contract revenue (except for the indirect cost return)
  - University of Hawaii Cancer Consortium contributions

Expenditures

- Construction of new building
  - Initial cash expenditure
  - Debt service for construction revenue bond
  - Owner occupancy expenses
- Operating expenditures
  - Salaries
  - Specialized research infrastructure
  - General building operation

2

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

"Mr. Speaker, in opposition. As a little kid growing up, this is the kind of tobacco that my grandfather used. In a country where dollars are a very rare thing to come by, this is the only tobacco that he could afford.

"As one of the Members that live the furthest from the State Capitol Building, when I would ride the public buses to and from Honolulu, I would sit next to the people who would sit and roll their own cigarettes because they couldn't afford the bigger ones. Small little farmers, guys who would, as they approached the Windward Mall, put on their jacket, their uniform jacket to go to work at one of the stores inside the mall. So, I know who is going to get hit by this the most. I sit next to them very often. They go to work on our farms, they go to work in our small shops.

"I don't think, Mr. Speaker, that I could support any measure that would take any more nickels or dimes from that community, because I know they're struggling and I know they're hurting. So with that, Mr. Speaker, I'll be voting no on this measure."

Representative McDermott rose to respond, stating:

"Mr. Speaker, the way I read the Committee report, only 37% of this new revenue will go to cancer related programs. My math might not be correct. I didn't do that well in school in math, but 37%. Additionally, Mr. Speaker, it taxes Skoal, Copenhagen, things of that nature, the same as cigarettes, and they don't have the same impact as cigarettes. They're not as bad for you. Still not good for you of course, but they're still not as bad for you. So we're treating them the same.

"So that means, if you want to buy a can of Copenhagen dip, it's now $9. There are people who use that, and we're just sticking it to the little guy. We throw one-third of it to cancer research and we say, 'yeah, it's for cancer.' But it's really for the general fund. That's the problem."

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

"Reservations, along the lines of the previous speaker. I fully, 100% support the intent of this measure. I'm not aware of how much we fund the cancer research through our general fund, and I just want to make sure that if we move this forward, that whatever special fund increase we'll make or whatever special fund we're allotting this to, isn't going to be taking from the general fund. If we're going to say that this tax is going to be used for the Cancer Research Center, let's make sure it's used for that and not replacing whatever's in the general fund, using it for something else. Because it's those types of practices that really, I think, destroys the public trust of our institution."

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

"Thank you, Mr. Speaker, in support with reservations. I just want to highlight that I agree with the Representative from Ewa Beach that previously spoke. What always concerns me when we increase taxes on cigarettes and tobacco products is it really looks like we're trying to get more money, like we really want people to smoke because we want the money.

"Because if you look at the way they wrote the bill, clearly the money is being put towards a trauma special fund, community health centers, emergency medical services. Is this really about changing people's behavior because we think smoking is a bad thing.

"If this Body really goes down this path and finds the nexus of increasing taxes because they want to stop people's behavior, then we have other bills, I believe, about taxing soda pop. Maybe we should tax sugar because clearly there's a nexus between diabetes and kidney disease and other things that have high sugar. So we can start using that as a reason to start taxing those products if it's really health related. So I just have concerns that this is really about raising money. For that reason I have reservations. Thank you."

Projected Budget Plan
(Millions of Dollars)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018
Beginning Cash Balance	46	27	12	5	1	2	3	3
Revenues	22	22	22	22	24	24	24	24
Cigarette Tax	18	17	17	17	17	17	17	17
Philathropy	2	2	2	1	1	1	1	1
Indirect Cost Return	2	3	3	4	6	6	6	6
Expenditures	41	37	29	26	23	23	24	24
Operating	23	23	20	16	15	15	16	16
Building	18	14	9	8	8	8	8	8
Ending Cash Balance	27	12	5	1	2	3	3	3

Budget Plan Revenue Assumptions

- Cigarette tax revenue declined 4% last year and is projected to decline 4% this year. We assume another 4% drop before stabilization.
- Indirect cost return is projected from current grant revenue of $30M. Increase in revenue would result from addition of funded investigators and a higher percentage indirect cost return to be negotiated for new facility.
- Philanthropy is expected to increase in conjunction with new building construction and decline after completion.

3

Budget Plan Expenditure Assumptions

- Salary expenditures based on typical compensation packages for biomedical researchers
- Facility operating expenses based on medical school Kakaako research facility expenses

Challenges

- Loss of General Funds or reductions in special or revolving funds would negatively impact budget
- Indirect cost return revenue dependent on successful researcher recruitment and availability of biomedical research funding
- Philanthropy may be negatively impacted by the economy and other competing needs such as the Sendai earthquake and tsunami
- Cigarette tax revenues may decline further than estimated in this operating budget plan

4

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

"Thank you very much, Mr. Speaker. In support with reservations, and just an observation. If we're looking for revenue and we're looking at taxing plants by the ounce that people are going to roll into their own, we should cut to the chase and dump this for House Bill 150. Thank you very much."

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

"In support with reservations. I do share some of the concerns that the Representative from Aiea raised about where the money is going. I do think it would make more sense to plow it straight back into smoking cessation programs.

"But previous speakers have indicated that they feel like this is nickel and diming people who can't afford it. But the problem with that argument is that, according to the Center for Disease Control, each pack of cigarettes causes $10 worth of damage, $10 worth of damage to society. Currently our taxes are at $3.20. So until that gap is closed between $3.20 and $10, we're essentially subsidizing smokers because of all the damage they do to themselves and those around them that we all end up paying for. 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. 657, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Har and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 424) recommending that H.B. No. 1073, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1073, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you very much. We had a really great discussion in Committee and I wanted to thank the Chair of Higher Ed for allowing for this discussion. One of the things we asked the University for was some information as to how much they're spending for outside legal counsel. They provided us with information and I think it's important to note that this information is quite significant. I believe that the cost to operate the general counsel's office per year is about $800,000. But we learned through the discussions at the hearing and subsequently to that, the information provided by the University, that the University is spending about $2 million a year in outside counsel.

"This particular measure attempts to address that and other things, and I do think that that information is noteworthy. And as such, I would like to request inserting that into the Journal if I may. Thank you."

Representative Takai submitted the following:

UNIVERSITY of HAWAI'I SYSTEM

Board of Regents

February 5, 2013

The Honorable Isaac W. Choy
Chair, House Committee on Higher Education
Hawai'i State Legislature
Hawai'i State Capitol, Room 404
Honolulu, HI 96813

Re: Office of the University General Counsel for the University of Hawai'i System

Dear Representative Choy:

On behalf of the Board of Regents of the University of Hawai'i System, we have provided herein general information regarding the Office of the University General Counsel ("OGC"). Please let us know if, after review of this letter, you require any further detail or specific information.

Executive Summary

- OGC's goal is to serve the University's legal needs in rendering quality legal services in a timely manner to support the University in meeting its mission "to provide all qualified people of Hawai'i an equal opportunity for quality college and university education at both graduate and undergraduate levels."
- The OGC works on all areas of the law pertaining to state agencies and large companies in general, but also works on specialized areas of law unique to an institution of higher learning to support the core mission for the benefit of the citizens of the State of Hawai'i.
- The budget allocation and actual expenses of the OGC has remained relatively constant since Fiscal Year 2008 despite tremendous growth experienced by the University.
- The retention of outside legal counsel to complement the work of the OGC is done only when it is deemed in the best interest of the University or if there is a legal conflict which prevents the OGC from rendering legal services in a particular matter.

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The Honorable Isaac W. Choy
February 5, 2013
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Operational Background

- What kinds of cases does the OGC focus on?

As background, the OGC was created by the Legislature in 1999 as a direct outgrowth of constitutional autonomy for the University. Prior to that, the University relied on the state Department of the Attorney General for legal counsel, just as the other state departments do. The Department of the Attorney General assigned one or two attorneys to the University to handle the University's entire legal services workload.

There are many reasons that the OGC is critical to the University's growth and future success:

The growth of the University system with 10 campuses statewide over the past ten years has been significant. This is evidenced by the University's record enrollments for several consecutive years and the increase in the University's workforce (faculty and staff) since the time the OGC was established. The University's growth, combined with issues that are unique to higher education (including such areas as research, academic programs, development, and collegiate athletics), required dedicated legal expertise to facilitate the attainment of the goals and mission of the University. The Legislature determined the creation of the OGC was to be an integral part of the University's success in its autonomy.

Operationally, the OGC monitors the number of legal matters handled by the office, status of those legal matters, and provides quality legal services to the University in a timely manner. The OGC reports directly to the Board of Regents and the President of the University.

OGC basic facts:

- Serves the University (a statewide "corporate body" having an annual operating budget of approximately $1.4 billion per year, with approximately 8,000 to 10,000 employees statewide and approximately $4 billion in net assets.)
- Staff: 1 General Counsel/6 Staff Attorneys/3 secretaries/1 secretary-legal assistant/1 legal assistant [1 staff attorney position and 1 secretary position currently vacant]
- Current number of active and open matters: approximately 1,625
- Average number of new matters opened per year: approximately 650-750
- OGC Operating Budget: approximately $1.2 million per year (see table below)

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Areas of practice:

OGC covers all areas that are faced by one of the largest corporations in the State, but also does specialized work in the area of research, academic freedom, patents, copyright, trademark, licensing, academic ethics and other areas related to higher education - labor and employment issues, workplace injury, research grant applications, contracts, personal injury, sponsorship agreements, real estate development, land use issues, environmental issues, collections, student issues, collegiate athletics issues, financing and bond matters, risk management, equal employment, civil rights, Native Hawaiian issues, ceded lands issues, information technology, distance learning, etc., to name a few.

- What is the annual operating budget and expenditures for the OGC?

The numbers represented below are the OGC's annual budget allocation within the UOH900 appropriation.

Fiscal Year	Salary	Operating	Total
2008	$1,131,499	$120,512	$1,252,011
2009	$1,170,497	$111,068	$1,281,565
2010	$1,108,357	$75,984	$1,184,341
2011	$1,078,622	$62,754	$1,141,376
2012	$1,088,199	$75,638	$1,163,837

FY2013 (Projected budget allocation for this fiscal year)
Salary - $955,877 (Salary includes projection of currently filled positions to 6/30/2013.)
Operating - $207,960 (Operating funds include the allotted base budget for one (1) vacant AVP General Counsel position and one (1) vacant Legal Clerk position.)
Total - $1,163,837

FY2014 (Projected budget allocation for next fiscal year)
Salary - $1,184,096 (Salary assumes the filling of one (1) AVP General Counsel position and one (1) Legal Clerk position. Salary also assumes that the temporary salary saving that expires 6/30/2013 is restored as scheduled for HGEA members.)
Operating - $75,000
Total - $1,259,096

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The numbers represented below are the OGC's actual expenditures for FY2008 – FY2012.

FY	Salary	Operating	Total
2008	$1,092,193	$95,803	$1,187,996
2009	$1,158,533	$113,370	$1,271,903
2010	$1,110,951	$44,593	$1,155,544
2011	$1,006,062	$67,422	$1,073,484
2012	$1,136,396	$74,323	$1,210,719

- Why does the University retain outside legal counsel?

Outside legal counsel is retained when it is considered in the best interest of the University to do so. The retention of outside legal counsel to perform work for or on behalf of the University is an integral and critical part of handling and managing the University legal services workload, particularly given the high volume of matters that come into the OGC annually (ranges from an average of approximately 650 to 750 new matters per year with a current total of approximately 1,625 active matters) and the limited number of OGC attorneys (7 attorney positions at the present time, which includes one vacancy). Without outside legal counsel, the University and OGC would be hard pressed to maintain their current level of effectiveness and would not be placing themselves in the best position to succeed on behalf of the University or making the best use of its limited resources.

- How does the University make the decision to retain outside legal counsel to handle a matter? And how does the University decide which outside legal counsel to select?

The 7 staff attorney positions are a streamlined, concentrated core providing legal services to the University system statewide. It would be impossible for such a small staff to manage the volume of complaints, cases, actions, and matters that come in every year, particularly when many frequently require attorneys with specialized skills in a particular area. The specific instances in which the University would seek to hire outside legal counsel are as follows:

1. Conflict of interest. If there is a legal conflict of interest with the office being able to represent more than one party in the case (for instance, if an employee complains against another employee and UH and UH is the employer);

2. Specialized knowledge required. If there is a particular specialized field or area of knowledge that is not adequately covered by or represented on the current staff; or

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Page 5

3. Complex litigation. It is a large, complex litigation case that would require dedication of significant attorney and staff time away from other priority legal matters and occupy an inordinate amount of attorney and staff time to properly supervise and monitor.

- What is the process for hiring outside legal counsel?

The process for selection of outside legal counsel involves the steps listed below and is followed as a regular practice consistent with the applicable procurement laws:

1. Request for Qualifications. Annual RFQ (Request for Qualifications) conducted through both advertising and internal industry communication. Names, expressions of interest, statements of qualifications, and resumes received by the University Procurement Office are forwarded to the OGC. One or more committees made up of members of the OGC reviews the submissions and determines whether the attorneys are qualified to perform legal services in the areas for which they applied (e.g., creates an "approved vendor" list).

2. Need for outside counsel. The OGC in consultation with the client (Board of Regents or UH Administration) determines whether outside counsel is needed in a particular case.

3. Screening committee. Three-member internal committee made up of staff attorneys, excluding the University General Counsel, evaluates the listing of qualified attorneys in the relevant field or fields of law. The screening committee ranks the top 3 attorneys as to suitability for a particular case and submits them to the University General Counsel for consideration. The screening committee frequently consults with clients regarding the type of attorney they seek to assist them, particularly if it is a specialized area of law.

4. Selection. The University General Counsel selects from the list submitted by the screening committee. Although the University General Counsel has the prerogative to choose an attorney not ranked first by the screening committee, the University General Counsel almost always selects the top ranked attorney, as recommended by the screening committee. Additionally, if it is discovered after the selection that the first ranked attorney has a legal conflict and is unable to accept the matter from the University, the University General Counsel may select another attorney from the recommended list submitted by the screening committee.

5. Compensation. Rates and specific attorneys who staff any matter are negotiated by the University General Counsel to obtain the optimum rates and results on behalf of the University. If no agreement can be reached, then the University

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General Counsel may select the next ranked attorney and commence negotiations toward a contract.

The Board of Regents hopes this information has been helpful in your review of the operations of the OGC. If you would like any further information, please do not hesitate to contact us.

Very truly yours,

Darolyn H. Lendio

Darolyn H. Lendio

Acting Executive Administrator and
Secretary of the Board of Regents

Vice President for Legal Affairs and
University General Counsel

c: Eric K.Martinson, Chair, Board of Regents
M.R.C. Greenwood, President, UH System

Submitted January 24, 2013 in Response
to Request from Special Committee on Accountability

LAW FIRM	Payments for Legal Services For the Period July 1, 2012 to June 30, 2013 MATTER DESCRIPTION	TOTAL AMOUNT PAID July 1, 2012 to January 23, 2013
Ayabe Chong Nishimoto Sia & Nakamura	Christopher Lu v. UH litigation	$66,473.68
Fukunaga Matayoshi Hershey Ching & Kop	HIPAA Compliance	$1,068.06
Goodsill Anderson Quinn Stifel	Kilakila `O Haleakala v. UH litigation	$261,720.27 *
Goodsill Anderson Quinn Stifel	Kilakila `O Haleakala v. UH 92F matter	$22,133.49
Goodsill Anderson Quinn Stifel	Henry Chang Wo, Jr. v. BLNR, et al. litigation	$13,437.50
Knobbe Martens Olson & Bear	Patent Prosecution	$30,307.38
Knobbe Martens Olson & Bear	Patent Prosecution	$18,043.45
Kobayashi Sugita Goda	Executive policy revisions	$790.58
Kobayashi Sugita Goda	Michael D'Andrea v. UH litigation	$13,940.35 **
Kobayashi Sugita Goda	Judy Daniels v. UH litigation	$79,537.09 **
Kobayashi Sugita Goda	Shirley Daniel v. UH litigation	$66,586.84 **
McCorriston Miller Mukai MacKinnon	Renewable Energy Savings Project - UH Community Colleges	$18,399.62
McCorriston Miller Mukai MacKinnon	Kapi'olani Community College (Hi-Tec Roofing)	$4,604.24
McCorriston Miller Mukai MacKinnon	Pacific Health Research Laboratory	$1,819.86
Marr Jones & Wang	Grievance - Staff	$1,676.84
Marr Jones & Wang	Grievance - Staff	$16,847.09
Marr Jones & Wang	Grievance - Faculty	$11,314.81
Marr Jones & Wang	Grievance - Faculty	$38,235.26
Marr Jones & Wang	Grievance - Faculty	$3,158.43
Marr Jones & Wang	Litigation	$3,369.11
O'Connor Playdon & Guben	Beaupre v. Makaulii; et al. litigation	$6,881.13
Orrick Herrington & Sutcliffe	EB5 Loan Agreement	$40,000.00
Robbins Meyer Rufo	Charles Boyd v. UH litigation	$4,358.17
Robbins Meyer Rufo	Grievance Arbitration - Staff	$19,767.87
Starn O'Toole Marcus & Fisher	Federal law issues (JABSOM)	$1,420.95
Starn O'Toole Marcus & Fisher	Philippe Gross v. UH litigation	$14,260.91
Starn O'Toole Marcus & Fisher	Conference alignment	$12,442.49
Starn O'Toole Marcus & Fisher	Jones v. UH (U.S. Supreme Court)	$1,667.17
Starn O'Toole Marcus & Fisher	FBI Investigation	$18,257.69
Starn O'Toole Marcus & Fisher	Personnel Matters	$14,460.66
Torkildson Katz Moore	Collective Bargaining	$42,460.08
Torkildson Katz Moore	Grievance Arbitration - Faculty	$41,813.13
	Total	$891,254.20

*** Legal fees paid by federal funds**
**** Legal fees paid by insurance**

***OGCs computer server crashed in early May 2012 and quite a bit of data and information was lost. Our office manually recreated information as best as possible. In addition, the individual at the OGC who was primarily responsible for maintaining these records retired on August 31, 2012. We have been diligently recovering data and have tried to update and accurately report the matters and amounts in this updated table and will continue to verify and update the data.

Submitted in 2012 in Response to Request
from the Special Committee on Accountability

LAW FIRM	(AMENDED) Payments for Legal Services For the Period April 1, 2011 to March 31, 2012 MATTER DESCRIPTION	TOTAL AMOUNT PAID April1, 2011 to March 31, 2012
Ayabe Chong Nishimoto Sia & Nakamura	Christopher Lu v. UH litigation	$28,912.21
Ayabe Chong Nishimoto Sia & Nakamura	Grievance Arbitration - Faculty	$42,495.89
Carlsmith Ball	Mauna Kea litigation	$1,078,034.62
Fletcher Heald & Hildreth	FCC licensing and leasing	$2,700.00
Fukunaga Matayoshi Hershey Ching & Kop	Hawai'i State Cancer Consortium	$27,762.66
Goodsill Anderson Quinn Stifel	ATST litigation	$317,500.30
Goodsill Anderson Quinn Stifel	Mauna Kea CMP	$26,737.85
Goodsill Anderson Quinn Stifel	Protest Award of Contract - UHH Wentworth Hall	$27,559.60
Katten Muchin Rosenman	Hawai'i Institute of Marine Biology Renewable Energy Project	$39,500.00
Kobayashi Sugita Goda	Residence/Immigration Matter	$1,042.40
Kobayashi Sugita Goda	Michael D'Andrea v. UH litigation	$1,183.47
Kobayashi Sugita Goda	Judith Daniels v. UH litigation	$141,596.34
Kobayashi Sugita Goda	Residence/Immigration Matter	$11,757.11
Kobayashi Sugita Goda	U.S. China Center	$3,400.11
Kobayashi Sugita Goda	Executive policy revisions	$5,583.77
Kobayashi Sugita Goda	Executive policy revisions	$2,940.31
McCorriston Miller Mukai MacKinnon	Development of Cancer Research Center of Hawai'i	$981.66
McCorriston Miller Mukai MacKinnon	Renewable Energy Savings Project - UH Community Colleges	$147,096.53
Marr Jones & Wang	Grievance - Staff	$6,848.00
Marr Jones & Wang	Judith Daniels v. UH litigation related matters	$3,618.22
O'Connor Playdon & Guben	Beaupre v. Makaulii; et al. litigation	$11,968.25
Robbins Meyer Rufo	Charles Boyd v. UH litigation	$5,669.11
Robbins Meyer Rufo	James Bolla v. UH litigation	$21,883.68
Robbins Meyer Rufo	Grievance Arbitration - Staff	$12,748.77
Robbins Meyer Rufo	Willie Laney v. UH litigation	$72,307.82
Robbins Meyer Rufo	Hawai'i Institute of Marine Biology - Seawall	$1,620.47
Starn O'Toole Marcus & Fisher	Federal law issues	$16,619.71
Starn O'Toole Marcus & Fisher	Philippe Gross v. UH litigation	$105,970.86
Starn O'Toole Marcus & Fisher	Gregory Carter v. UH litigation	$1,099.72
Starn O'Toole Marcus & Fisher	Compliance matter	$4,515.70
Starn O'Toole Marcus & Fisher	Grievance Arbitration - Faculty	$11,514.33
Starn O'Toole Marcus & Fisher	universityofhawaii.xxx litigation*	$3,408.39
Starn O'Toole Marcus & Fisher	Conference alignment*	$27,305.47
Torkildson Katz Moore	Collective Bargaining	$8,519.59
Torkildson Katz Moore	Potential litigation claim - Faculty	$903.14
	Patent Prosecution	$250.00
Weaver Austin Villeneuve & Sampsom		
	TOTAL	**$2,223,556.06**

* OGC's computer server crashed in early May 2012 and quite a bit of data and information was lost. Our office manually recreated information as best as possible. In addition, the individual at the OGC who was primarily responsible for maintaining these records retired on August 31, 2012. As a result, information that should have been included in the initial chart provided to Senator Kim on September 19, 2012 was inadvertently omitted.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 425) recommending that H.B. No. 907 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 907, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 426) recommending that H.B. No. 404, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 404, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WARNING SIGNS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 427) recommending that H.B. No. 407, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 407, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 428) recommending that H.B. No. 1324, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1324, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 429) recommending that H.B. No. 364, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 364, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 430) recommending that H.B. No. 977, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 977, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 431) recommending that H.B. No. 1080, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1080, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, in strong support with written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. Currently, infrastructural and housing developments have focused on how much money can be made for investors. Land is scarce and building is expensive in our beautiful island state. HB 1080, HD1 forces developments to take a serious look at alternative modes of commuting besides the traditional vehicular traffic. In doing so, we also take into consideration healthy options for residents, and for this reason I stand in support. Thank you."

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

"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. 1080, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 432) recommending that H.B. No. 690, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 690, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 690, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 433) recommending that H.B. No. 982, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 982, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and , the report of the Committee was adopted and H.B. No. 982, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITY FRANCHISES," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 434) recommending that H.B. No. 101, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 435) recommending that H.B. No. 591, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 591, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE ROUTES TO SCHOOL," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 436) recommending that H.B. No. 508, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 508, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Ruling on a potential conflict. My family has an egg farm and this bill would affect it. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, ruling on a potential conflict. My family does operate a farm, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 508, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 437) recommending that H.B. No. 1264, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1264, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representatives Wooley and Brower, for the Committee on Agriculture and the Committee on Tourism, presented a report (Stand. Com. Rep. No. 438) recommending that H.B. No. 1266, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1266, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

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

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

"Mr. Speaker, please note my serious reservations."

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

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 1266, HD 1. While this bill laudably seeks to expand potential streams of revenue by establishing agricultural tourism activities as a permissible use of state agricultural districts, there are a number of concerns that are inherent in this particular bill. I would note the concerns brought up by the City and County of Honolulu that 'provisions are already in place to allow agricultural tourism as an accessory use in state agricultural districts.' Additionally, I am also concerned with the potential modification of zoning regulations to support tourism which may come at the expense of purely agricultural uses of land."

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

"Thank you, Mr. Speaker. May I make a brief comment with reservations. I think we're flirting with a questionable policy for putting visitor or tourism accommodations on agricultural land. I know we discussed it at length last time and it went down. It's come back again. I think it's questionable. We really need to discern and adjudicate this with wisdom. Thank you."

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

"Mr. Speaker, please note a reservations for me. On Kauai County we have actually capped the amount of overnight accommodations and I would just be hesitant to instill an act that would override that. Thank you, Mr. Speaker."

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

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

"Thank you, Mr. Speaker, in support. I just want to clarify because it sounds like there's a little confusion. There is already a law that is in place, so this bill is trying to clarify and make sure that we don't allow it in counties where they would not permit it. And this has some language that allows the counties to ultimately determine how it will be regulated or if it will be allowed. So just look at the language closely if you have concerns. We are trying to make sure that the counties have the ultimate control. *Mahalo*."

Representative Thielen rose to respond, stating:

"Thank you, Mr. Speaker. I believe that the former speaker is talking about Senate Bill 2341, Senate Draft 2, House Draft 2, Conference Draft 1. And just to be consistent, I voted no on that measure. I'm just responding to what the former speaker said about a law already on the books, and I'm referring to the 2012 Senate Bill and the Conference Draft. And I voted no on that measure.

"There were a number of us that did vote no on that measure, I think there were 21 of us. And I would refer the Members to the legislative website to go look at the names of those that did. Thank you. I'm still in opposition to the measure before us, the overnight accommodations on agricultural land. Thank you."

Representative Wooley rose to respond, stating:

"Thank you. Just to clarify for the previous speaker, if she goes to Section 205-2 HRS. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1266, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OVERNIGHT ACCOMMODATIONS ON AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Thielen voting no, and with Representatives Har and Tokioka being excused.

Representatives Nakashima and Wooley, for the Committee on Labor & Public Employment and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 439) recommending that H.B. No. 749, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 749, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representatives Nakashima and Aquino, for the Committee on Labor & Public Employment and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 440) recommending that H.B. No. 1172, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1172, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, in strong support. I would just like to insert comments in the Journal. Thank you very much."

Representative McKelvey's written remarks are as follows:

"On June 14, 1925, in Newport Beach, California, Duke Kahanamoku rescued eight men from a fishing vessel that capsized in heavy surf while attempting to enter the city's harbor. Twenty-nine fishermen went into the water and seventeen perished. Using his surfboard, he was able to make quick trips back and forth to shore to increase the number of sailors rescued. Thus was born the tradition of lifeguards having rescue surfboards at the ready.

"It is only fitting that today's Ocean and Water Safety officers continue Duke's legacy of innovation through jet-ski rescues. As first responders, they are highly trained in all areas of emergency response, including medical cases, natural disasters, and search and rescue. Furthermore, they risk their lives daily to protect our most valuable resource, our *keiki*, our *kupuna*, our *kama'aina*, and our *malihini*.

"Lifeguards have to be vigilant, in shape and ready to respond at all times. This measure gives our bravehearts of the sea the recognition that they deserve.

"These professionals have long served our state and saved thousands of lives through skillful training and attention. It is appropriate for Ocean and Water Safety officers to have a bargaining unit that recognizes their dramatically different skill sets and job requirements. While this will be the smallest bargaining unit in the state, this profession is unique and deserving of an appropriate bargaining unit."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1172, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 441) recommending that H.B. No. 194, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 194, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 194, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 442) recommending that H.B. No. 1106, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1106, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1106, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY NUISANCE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Har and Tokioka being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 443) recommending that H.B. No. 509, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 509, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'd like to speak in support of this measure, HB 509, HD 1. I would like to thank, first of all, the Chairs of the House Committees on Water & Land and Ocean, Marine Resources & Hawaiian Affairs, for hearing this measure and for their commitment to moving this bill forward.

"However, I humbly ask that the Chairs consider keeping the measure more in line with the first draft, which created statutes in line with the Kahoolawe Island Reserve Commission rather than the Aha Moku Advisory Committee, which was established last year. As shared at the hearing on this measure, this bill is a culmination of many years of effort to ensure community involvement in the preservation and restoration activities in Makua Valley.

"One of the key provisions in the original measure of this bill was to involve interim activities of the commission that provides as follows: 'Prior to the return of the valley reserve from the United States Army to the state, the commission may enter into discussions with the United States Army to facilitate the expedient return of the valley reserve upon the expiration of the United States Army's lease.'

"This and other provisions of the original bill are critical components for this measure that were left out in the new amended version. I am committed to working with the Chairs for the Water & Land and Ocean, Marine Resources & Hawaiian Affairs Committees, as well as the Finance Committee, where this measure will move to, on a draft of the bill that would accomplish the original vision of this measure. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAKUA VALLEY," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 444) recommending that H.B. No. 378, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 378, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Tokioka being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Har and Tokioka were excused.)

THIRD READING

H.B. No. 622, HD 1:

Representative Saiki moved that H.B. No. 622, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I rise with reservations on HB 622, the Media Shield Law. Mr. Speaker, the purpose of this bill was to take out the sunset date, which is good. But I think the Committee went a little beyond that and started nuancing what otherwise was a perfectly good bill that has been in effect and protects our media. And my fear is that as we drill down into it and pierce some of the shield, if you will, that our media now, that is already as you can see never around here anymore, the media is polarized. The media is buying up and getting so small, that this may even discourage them further.

"And I know sitting behind me is a former member of the media who is now a Representative. And the way we had treated his profession in the past, we even wanted him to give us his assets. If some of you who didn't

recently graduate from high school remember, we required that media give us a disclosure. It didn't pass, but it was requiring people from the media to disclose their assets, thinking they had an axe to grind because they were after us.

"So, Mr. Speaker, this is not a paranoid bill, but it does look like we're not really ready to give the 'fourth estate' the status that they had when they established this nation, because they were the ones who kept all of us honest. The ones who kept businesses honest. The ones that, if you will, Jefferson said, 'if I had to choose between government and the media, I would choose the media.' They were the watch dogs, the ones who kept us truthful and forthright. So, whether it's worth watering down, I'm not sure that that's the case, but it may be on a bit of a slippery slope that we've already pushed them down. As you can see, they're nowhere around. Thank you."

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

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

"Mr. Speaker, in support. As the Representative from Hawaii Kai noted, I am a former news reporter and I have on occasion used sources, and some of them are sitting here in this Chamber today. I assured them that I would protect their identities, but I could not protect their identities against a court order, which the current law and proposed law does in most cases.

"Now, I appreciate the efforts of the House Judiciary Chair on this measure which would remove the sunset date of the current law, which is considered a model for the nation. I understand his reasons for incorporating some of the proposals suggested by the State Judiciary. As the Legislature continues to consider this measure, I ask that he keep an open mind towards possibly including more of the protections that are afforded by the current law.

"Finally, I would like to remind our colleagues, Mr. Speaker, that the real beneficiaries of this law are not reporters, nor their sources. The people who really benefit from this law is the public, which benefits from a free press, free from the threat of intimidation and reprisal. *Mahalo.*"

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Takayama be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 622, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Hanohano voting no, and with Representatives Har and Tokioka being excused.

H.B. No. 160:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 160, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Tokioka being excused.

H.B. No. 1412:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1412, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Coffman voting no, and with Representatives Har and Tokioka being excused.

H.B. No. 189:

Representative Saiki moved that H.B. No. 189 pass Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I rise in strong support of House Bill 189. Thank you. Hawaii has a long history of valuing diversity. With respect to gender diversity, I dare say that we are leaders. Our legislative branches of government in particular can be proud of the number and quality of women's voices we have in our decision making process. In our Congressional Delegation we are represented by three women who have risen from our very ranks.

"Together, the 16 women of this House and the 8 women of the Senate make up 31.6% of the Hawaii State Legislature, well above the national average of 24.1%. Looking more closely at this House, our track record is even better with 39% of Committee Chairpersons in this House being women, and two Committees, our Committee on Water & Land and our Committee on Health, led by two women.

"I have no doubt if you were to ask any of the women legislators in this Body how they came to this place, two things are true. They have been inspired by women leaders who came before them, and they were given opportunities to exercise their voice and develop valuable leadership skills. House Bill 189, which strives for equal gender representation on boards and commissions, will encourage various perspectives to be heard and considered. But more importantly, as enunciated in the testimony of the Women's Caucus of the Democratic Party of Hawaii, ensuring that women hold positions of respect and power helps to grow a new generation of young girls who will engage with and lead their communities. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 189, entitled: "A BILL FOR AN ACT RELATING TO GENDER EQUITY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Tokioka being excused.

H.B. No. 1133:

Representative Saiki moved that H.B. No. 1133 pass Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, I rise in support. Thank you, Mr. Speaker. I would first like to thank the members of the Water & Land and Finance Committees who met on February 9th for a very long hearing that we had on this particular measure. I also want to thank the public who wrote testimony and also came out to that hearing, and people who flew from around the state to come to that hearing.

"It was very clear after the hearing that overwhelmingly there was opposition to keeping the current status, which was keeping the Public Land Development Corporation. House Bill 1133 repeals Act 55, Session Laws of Hawaii 2011, which established the Public Lands Development Corporation.

"One of the problems I think that came about was clearly the way it was structured. The public really came to a point of understanding that the authority that we gave the Corporation in fact bypassed county plans and subdivision and zoning codes. And so what happened was, the public felt they had no say in what was going to happen in their community. So there was this outcry of, where's home rule.

"During this last year, many of us spoke to our constituents across the state. One of the things that always came up was, 'what are you going to do about the Public Land Development Corporation? We do not trust what in fact is in law.' When we had the hearing it became very obvious that the constituency across the state overwhelmingly said this Corporation is not a good idea.

"Some people thought we could amend it, some people thought we could fix it. There were actually bills on the agenda at our hearing that were amendments to the current law. And overwhelmingly people said, 'you can try as hard as you want to fix it, but the reality is, we don't trust what's going on, you just have to wipe it out.'

"Now the original idea of this law, I think, had some good intentions. And that is, we have some unused state land in locations where we have maybe some demand for services. And so that land has potential of providing things that the community wants, but we don't in-house have the expertise to do that.

"So this whole attempt of the Public Land Development Corporation was to have a public-private partnership so that we could actually go out and meet the needs and the demand that may be out there. And the state land happens to be in the right location. So I think conceptually it sounded good, but when the law itself came out, it came out in a manner that became very unacceptable to people.

"And so in closing, I want to point out what is democracy. Democracy allows eligible citizens to participate equally, either directly, or through elected representatives in the proposal, development and creation of laws. It encompasses social, economic and cultural conditions that enable the free and equal practice of political self determination. I believe the public spoke loudly through each one of our Members of this Legislative Body, and I think overwhelming through the Members they came out and said, we cannot have Public Land Development Corporation. I believe democracy was well served by passing House Bill 1133. Thank you."

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

"Thank you, Mr. Speaker. I'm rising in strong support of the bill that repeals the Public Land Development Corporation. Mr. Speaker, as the former speaker said, this really is a victory for the people of Hawaii. In 2011 this bill was changed in the final hours of the Legislature. A few Members caught it, but the majority of us didn't, and voted to establish the Public Land Development Corporation.

"As the public began to become aware of this, that this would allow private development of our precious state lands without the normal environmental and county oversight being in play, it worked out that the public really mobilized more than on any issue I've seen in the last 23 years, and spoke out loudly and said, 'repeal the PLDC, it's a bad law, we want to get rid of it.' And to our credit, this Body has done that. And I believe that we have held the trust and the faith with the public.

"I give a great deal of credit to the public that stepped forward and spent so much time on this issue. I also want to give special mention to the Sierra Club for its creativity with its site called, 'Grand Theft Aina.' Those three words said it all. It really is a wonderful day today, Mr. Speaker, to be able to stand up in strong support of repealing the PLDC, a law that never should have become enacted, and now we're correcting that problem. Thank you."

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

"Thank you, Mr. Speaker. I also rise in strong support. Mr. Speaker, I too was one of those who were hoodwinked by the PLDC covert operations that were in the middle of the night. They get that out and then in the next day in the rush to get everything through, we missed it. But fortunately, the public, and I think some of the media following the public, made that happen.

"My point of speaking forth, Mr. Speaker, is this. This is a teachable moment. Because there are sons and daughters of the PLDC still alive in this Body. There's a PLDC harbors, there's a PLDC DOE, which we are going to be taking up. So as we speak about, hey we're doing the right thing in killing the PLDC, there's some of its *keikis* that are still out there that we need to be alert to. Thank you, Mr. Speaker."

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

"Mr. Speaker, in support, just with these comments. I definitely do admire the innovate effort that went into the thought processes that did bring about the PLDC. It's just kind of reminiscent of some times in class where you come out with a different way of solving a problem and it doesn't work out so well so you get whacked really hard on the head so nobody else wants to try and find a new innovative way to solve the problem.

"We have enormous challenges in this state. And I admire at least those who went out on a limb to try and solve some of the financial problems within our communities, within our state, without having to reach into the pockets of the working mothers and fathers that we have that are struggling out there, that I interact with on a daily basis.

"So even though I do support the repeal of the PLDC, I hope this doesn't discourage any legislator from leaving no corner, no stone unturned in search of new ways in which we can resolve the fiscal challenges we have within the great State of Hawaii in the service of our people.

"This was one way that didn't work out so well, but I certainly hope that this doesn't discourage anybody from latching on to that spirit of entrepreneurship and adventure to find some new way to serve our people and not hurt the working families that are out there, Mr. Speaker. Thank you very much."

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

"Thank you, Mr. Speaker, in strong support with just one short comment. I'd like to just quote the words of the Minority Leader Emeritus, that this is indeed a teachable moment where a future Legislature has undone the past promises of a past Legislature. Thank you very much."

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

"I rise in strong support with a quick comment. It was really clear when the public came out, especially in my district, that they said, no, *ʻaʻole*, try again. And I'm really proud to be a member of this Legislature that listened to them. I'm very proud and excited to cast my vote in the affirmative."

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

"Thank you, Mr. Speaker, in support. I likewise would like to thank the Water & Land and Finance Committee members and I also would like to thank the other Chairs who were willing to waive off or to make considerations so that we could make it a little bit more of an expedient hearing. We wanted to thank all the Members for showing up for a long hearing and thank the public for participating in this process. Additional written comments. Thank you."

Representative Luke's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure.

"First of all, I'd like to thank the Chairs of the House Committee on Water & Land and the House Committee on Education for their collaboration and insight as we prepared for the hearing on this measure, as well as numerous other PLDC related bills, on Saturday, February 9, 2013.

"I would also like to thank all three Committees' members for actively participating and asking very good questions of the testifiers. I'm sure the public appreciates the dedication to this issue that all our Members have shown.

"I thank the public and all those who came out to testify on this important issue. Active citizen participation in the numerous public hearings held by DLNR and the fledgling PLDC throughout the year, as well as the participation of all who came out to our hearing on February 9th, clearly indicated the will of the people in measures we heard.

"Repeal the PLDC.

"And that is exactly what we have done in this measure.

"Finally, Mr. Speaker, special thanks to the staffs of Chair Evans and Vice Chair Lowen, led by Terii Perez and Keanu Young. Together, they processed over 1600 individual pieces of testimony for the hearing, made sure testifiers were informed and organized, and ensured a flawless hearing for us."

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

Representative Takai's written remarks are as follows:

"Mr. Speaker, thank you for this opportunity to speak in support of this bill.

"There was an overwhelming show of support for the repeal the Public Land Development Corporation. Our offices were bombarded with emails in support of the repeal from across the state in addition to the hundreds of pieces of testimony that were submitted to the legislative committees.

"The people spoke loud and clear. The PLDC, they explained, undermines democracy by overriding existing procedures and safeguards, and cuts out participation by the public. In addition, many feel that the provision exempting the PLDC from court challenges is particularly dangerous and un-democratic.

"Although the original intent of this law was to make optimal use of public land for the economic, environmental and social benefit of the people of Hawaii, it has instead given over-reaching powers to the PLDC.

"The PLDC should never have been made to allow it to be exempt from all statutes, ordinances, charter provisions, and rules of government agencies relating to special improvement district assessments or requirements; land use, zoning, and construction standards for subdivisions, development, and improvement of land; and the construction, improvement, and sale of homes thereon for development of public lands to generate revenues.

"The law allows the PLDC to ignore the expressed wishes of the counties as reflected in our adopted ordinances and plans. This trivializes the substantial time and resources invested by the counties in land-use planning and rule-making.

"Act 55 Section 4(b) appears to protect public trust land, but this section finishes with the words 'except as expressly provided in this chapter' and the chapter expressly gives the PLDC Board almost unlimited powers to develop public trust lands for what they deem private benefit at public expense.

"Article XI Section 1 requires public lands trustees to 'promote the development and utilization of these resources in a manner consistent with their conservation and in furtherance of the self-sufficiency of the state.' But Act 55 turns the words 'conservation' and 'furtherance of self-sufficiency' on their heads when it allows 'optimization projects' to use public lands to create revenue – generating centers or to exploit local, national and international markets.

"This 'public trust' has morphed into a developer's business plan, replete with uncontrolled opportunities to spend state funds and dispose of public land primarily for the benefit of private entities.

"I urge you to support the House Bill 1133 and repeal the PLDC. Thank you."

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

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I support this bill.

"The bill, as introduced, would repeal the Public Land Development Corporation and transfer certain assets to the Department of Land and Natural Resources. I will not belabor this Body by repeating the many points previously raised. However, I will remind my colleagues that the Public Land Development Corporation Law was enacted by this Body in 2011 with 41 votes in the affirmative on Final Reading because this Body understood that there was and continues to be an overwhelming need for the state to better utilize its resources.

"The state is land rich and cash poor. As your Chair of the Committee on Finance during the 'Great Recession,' it was necessary for the state to make significant cuts in essential government services. The enactment of the PLDC Law was intended to provide the state with the means of developing state assets for the support of these essential state programs and services – the very same programs and services that are demanded by our constituents and important for a high quality of life.

"To a certain extent, the PLDC Law reflected the approach taken by the Bishop Estate during the 1960s. Then the largest private landowner in the state, the Bishop Estate raised very little revenue from its vast holdings. They were barely able to operate its Kapalama campus on their meager returns.

"But under the leadership of Matsuo Takabuki, the Bishop Estate began to diversify its holdings and develop the lands held in trust to make them more viable economically. This in turn greatly increased its wealth and prosperity. Today, the Kamehameha Schools/Bishop Estate is one of the richest privately-owned trusts in the world, and the institution has been able to build new campuses on the Islands of Maui and Hawaii.

"When Governor Burns appointed Takabuki to the Estate, it was an extremely controversial move. Native Hawaiians picketed and protested the appointment of a non-Hawaiian to the panel. The bells at Kawaiahao Church were rung in protest. Yet despite all of this controversy at the start, no one can deny today that Takabuki's influence was for the public good. The Kamehameha Schools saw its corpus grow and beneficiaries saw its programs expand. When Takabuki retired more than two decades later, the bells at Kawaiahao Church rang again, but this time in recognition and appreciation for all that Kupuna Takabuki did for Native Hawaiians. Only a few recognized the wisdom of Matsuo Takabuki's appointment initially, but all recognized the unmistakable blessing upon the trust many years later.

"Certainly, the PLDC Law raised many questions and brought thoughts of the worst in everyone's minds. Indeed, it has been my humble observation that we have demonstrated that we are an overly suspicious and cynical community with little trust among ourselves and our neighbors. It is as if we have forgotten that we are one people and it is our neighbors, our co-workers, and our fellow citizens that would be jointly involved in these kinds of enterprises. As such, from its enactment into law in 2011, the PLDC has had to battle a perception problem that had become a public relations nightmare. Furthering obfuscation and promoting misperception has been a lazy and biased media and poor and inarticulate PLDC leaders. Little was ever discussed of the tremendous win-win public-private partnerships that could be created.

"For example, I thought the community of Wahiawa could benefit from a public-private development of the state DLNR Wahiawa Freshwater Park and Public Fishery along with the sacred Birthing Stones of Kukaniloko. I envisioned the DLNR (State Parks, Na Ala Hele, Historic Preservation, etc.) along with the Office of Hawaiian Affairs and the Hawaii Chapter of the Boy Scouts of America as co-developers and also involving the DOE through the Wahiawa Middle School and Leilehua High School participating on issues of fishery development along with DOE's core S.T.E.M. curriculum. The City and County of Honolulu would also be a key stakeholder as operators of the Wahiawa Waste Water Treatment Plant and therefore, essential to the water quality in Lake Wilson.

"Similarly, the PLDC could have been the means to foster the public-private development of the Wahiawa Civic Center area with the Departments of Accounting and General Services, Health, Human Services, Education, Library, the Judiciary, and the non-profit Wahiawa General Hospital (Acute Care & Long Term Care). Furthermore, the City and County of Honolulu through the Satellite City Hall Office and Departments of Parks and Recreation, Transportation Services, and THE BUS, would also have been partners because of the proximity of adjacent lands and roads lending itself to codevelopment of mutually beneficial projects benefitting the residents of Mililani, Wahiawa, and the North Shore, Oahu.

"But, without the PLDC, it is uncertain whether the respective government jurisdictions and private parties will jointly be able to summon

common political and governmental focus on projects of mutual benefit for their constituents, albeit it may not be solely for the respective state and county political authorities. In this regard, I hope I am dead wrong. And, that given the strong community support for these types of public-private partnerships, we will see some movement on the ideas in the foreseeable future.

"Still, by these remarks let us not forget that the PLDC Law also had much promise and potential to do good and great things. Again, the measure passed with 'supermajority' or 41 ayes, and received strong bi-partisan support in 2011. The projects listed above would be of the kind that would find support and favor from many, many stakeholders. They are consistent and complimentary to current and past community-based development plans and zoning allowances and supported by both public and community and business stakeholders.

"And equally importantly, we must not forget that we are still in the same situation of being land rich and cash poor. There are never enough CIP monies or appropriations to go around. And, our constituents still demand more and more services and more and more amenities to enjoy the public spaces and lands and features that we all seek to improve and enhance but for limited funds and other priorities, we are unable to address their endless but sincere desires.

"Finally, let me express my appreciation to the Chair of the Board of Land and Natural Resources, Mr. William Aila, and his staff for their tireless advocacy on behalf of the *kuleana* he oversees that has no voice and real presence at the public meetings. I wish him well as he continues to seek and find new and rational means for funding his critical programs and services that we all desire and are essential to high quality of life for our respective communities. And, last, but not least, *Mahalo Nui Loa* to Senators Dela Cruz and Solomon for their strong commitment to the people of Hawaii and their pursuit of a non-traditional means to sustain, protect and enhance our nature resources for all the people of Hawaii and those to follow. I hope that history will be kind to them as it was and is to Matsuo Takabuki.

"Thank you, Mr. Speaker."

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

"*Kākoʻo loa*. In very strong support.

"*Ke ku nei au me ke kāko'o loa no keia pila. Mahalo no nā lala ma kēia Hale Luna Maka'āinana e Ho'oponopono ka pila hewa. Mahalo nui loa hou no ku'u lā lā no kēia Hale Luna Maka'āinana e holo mua kākou i nā mea pono. Mahalo.*

"I'd like to thank everybody in the House of Representatives for moving forward this bill and for doing the right thing that we need to do and to correct our mistake for what has been done in the past year on the Public Land Corporation. M*ahalo* again, thank you again. *Mahalo*."

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

"Thank you, Mr. Speaker, in strong support and I'd like to ask that the words of our insightful Chairs of Ocean, Marine Resources, & Hawaiian Affairs, and Water & Land be entered into the Journal as if they were my own. I also ask if additional written comments may be entered into the Journal. Thank you."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. This measure is an attempt at repealing the Public Land Development Corporation that was passed last year. Currently we have systems already in place when looking at the development of public lands, and I believe the existing bill – although the intention is good – needs a lot of work. Our land is too precious to take for granted. As stated in our state motto, *'Ua Mau Ke Ea O Ka 'Āina I Ka Pono'*. The life of the land is perpetuated in righteousness. Let us do the right thing and care for our lands. Thank you, Mr. Speaker. *Mahalo*."

Representative Carroll rose in support of the measure and asked that the remarks of Representative Evans be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. In support. First of all, I'd like to say thank you for everybody listening. Not only to the community, but listening to those, I think nine individuals, who voted no to this measure last year. So thank you for this Body for hearing the community's concerns as well as the individuals that supported with a 'no' last go around. Thank you very much."

The motion was put to vote by the Chair and carried, and H.B. No. 1133, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Third Reading by a vote of 49 ayes, with Representatives Har and Tokioka being excused.

At 1:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 622, HD 1
H.B. No. 160
H.B. No. 1412
H.B. No. 189
H.B. No. 1133

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 26) and concurrent resolution (H.C.R. No. 44) were referred to Printing and further action was deferred:

H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was jointly offered by Representatives Takai and Lee.

H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was jointly offered by Representatives Takai and Lee.

ANNOUNCEMENTS

Representative Awana: "Thank you, Mr. Speaker. As you're aware my district is comprised of the largest concentration of Native Hawaiians in the world, where we are fortunate to have a Native Hawaiian language school in our community. I would like to request that our Members please take notice of the Valentine's Day cards which were made by our three and four-year old *keiki* from Pūnana Leo o Wai'anae, for each of you as a *mahalo* for all that we do to help perpetuate the Hawaiian language.

"Being that we are celebrating the Hawaiian language month and being that today is Valentine's Day, it was our hope that we would blend these two events for this very special day. The *'Olelo no'eau* listed on the bottom of the card, *I maika'i ke kalo i ka 'oha*, says that we as parents, or the *kalo*, are judged to be good by the actions of our *oha*, our offspring, our children. In other words, our children then become a reflection of the upbringing of those who raise us.

"I would also like to share with the Members that a fundraiser is being held to further support the Hawaiian language schools throughout the island of Oahu. And this will be held on Saturday evening at the Bishop Museum lawn from 4:30 to 8:30. Both Hawaiian and English are the two

official languages of our state, and therefore I would urge Members to support these efforts. Thank you, Mr. Speaker."

Representative Ward: "Mr. Speaker, today is a day of lovers – Valentine's Day and chocolate lovers. And just to remind those who are chocolate lovers, there is a chocolate festival on Saturday the 23rd of February, 5 p.m. at the Dole Cannery. Thank you."

Vice Speaker Mizuno: "The Chair would like to remind Committee Chairs that today is First Lateral filing deadline. For bills that need to move to their final Committee, please file your Committee Reports and drafts with the Chief Clerk's Office by 9 p.m. this evening."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
754, HD1	Committee on Energy & Environmental Protection, then to the Committee on Judiciary
849, HD1	Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
911, HD1	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
938	Committee on Judiciary
1368, HD1	Committee on Economic Development & Business, then to the Committee on Finance
1469	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 1:48 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 15, 2013. (Representatives Har, Ito, Kobayashi and Tokioka were excused.)

TWENTIETH DAY

Friday, February 15, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Kaniela Ing, after which the Roll was called showing all Members present with the exception of Representatives Har and Kawakami, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 17 through 23) were received and announced by the Clerk:

Sen. Com. No. 17, transmitting S.B. No. 48, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 18, transmitting S.B. No. 198, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 19, transmitting S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 20, transmitting S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO THE ENHANCED 911 BOARD," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 21, transmitting S.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 22, transmitting S.B. No. 1079, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on February 14, 2013.

Sen. Com. No. 23, transmitting S.B. No. 1230, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT MOTOR VEHICLES," which passed Third Reading in the Senate on February 14, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Har and Kawakami were excused.)

S.B. No. 48
S.B. No. 198
S.B. No. 423
S.B. No. 1001
S.B. No. 1075
S.B. No. 1079
S.B. No. 1230

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Kaleilehua.
Kaleilehua – The lehua blossom garland.
Ka – the, *Lei* – garland, *Lehua* – the Lehua blossom from our Ohia Lehua tree.
ʻO Kaleilehua Ka poʻo hope o ke komike nā waiwai moana a me nā mea Hawaiʻi.
Kaleilehua is the Vice Chair of the Committee on Ocean, Marine Resources, & Hawaiian Affairs.
Kaleilehua.
Mahalo."

INTRODUCTIONS

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

Representative Fale introduced his constituent, Mr. Inoke Funaki, Jr.

Representative Fukumoto introduced her intern from Beijing, China: Ms. Gu Muxuan.

At 12:20 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:02 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 445) recommending that H.B. No. 867, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 867, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MANDATORY REPORTING OF FINANCIAL ABUSE OF ELDERS BY FINANCIAL INSTITUTIONS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 446) recommending that H.B. No. 1006, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1006, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY JUSTICE CENTERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 447) recommending that H.B. No. 1022, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1022, HD 1 pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, I just want to express my reservations on this matter. On reading the Committee report, both the Department of Health and the Department of Human Services are in opposition. So those are my reservations. They are the agencies that take care of this particular matter and they are both in opposition. 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. 1022, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 448) recommending that H.B. No. 191 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 191, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 449) recommending that H.B. No. 1056, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 450) recommending that H.B. No. 453, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 453, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 453, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 451) recommending that H.B. No. 1406, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1406, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, may I have a ruling on a potential conflict. I sit on a homeowner association. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same situation, same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1406, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 452) recommending that H.B. No. 334 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 334, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 453) recommending that H.B. No. 1340, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1340, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1340, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 454) recommending that H.B. No. 166, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 166, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 455) recommending that H.B. No. 726, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 456) recommending that H.B. No. 1463, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1463, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 457) recommending that H.B. No. 1396, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1396, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 458) recommending that H.B. No. 1392, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1392, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 459) recommending that H.B. No. 1380, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 460) recommending that H.B. No. 1354, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1354, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 461) recommending that H.B. No. 114, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 114, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 462) recommending that H.B. No. 1405, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1405, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 463) recommending that H.B. No. 979, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 979, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 464) recommending that H.B. No. 170, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 170, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 465) recommending that H.B. No. 1440, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1440, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," passed Second Reading and was referred to the Committee on Health, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 466) recommending that H.B. No. 1181, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1181, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 467) recommending that H.B. No. 131, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILITY MANAGEMENT," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 468) recommending that H.B. No. 980, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 980, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 469) recommending that H.B. No. 1189, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 470) recommending that H.B. No. 736, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 736, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 471) recommending that H.B. No. 1100, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 472) recommending that H.B. No. 986, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 986, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I would like to declare a potential conflict on foster care services. My wife and I were foster parents and we have become adoptive parents. I'm only going to make this one time for the entire session. So there it is. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 986, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 473) recommending that H.B. No. 1137, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1137, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 474) recommending that H.B. No. 1430, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 475) recommending that H.B. No. 1244 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1244, entitled: "A BILL FOR AN ACT RELATING TO CHILD VISITATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 476) recommending that H.B. No. 1024 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1024 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Just in strong support and I would like permission to enter written comments in the Journal."

Representative McKelvey's written remarks are as follows:

"This is a life-saving measure that deserves to be made permanent. Making permanent the liability protections afforded county lifeguards will enhance public safety by fostering a climate in which lifeguard services can be provided without fear of liability. The law has been in effect for the last decade, and since its first enactment in 2002, the Legislature has twice been convinced of the wisdom of extending such protection.

"Any need for a trial period has been exhausted, and the law should be made permanent. Passing this measure will help to protect the financial assets and reputation of county lifeguards who otherwise jeopardize both, in addition to their own health and safety, through their valiant rescue efforts."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1024, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 477) recommending that H.B. No. 484, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Belatti and Aquino, for the Committee on Health and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 478) recommending that H.B. No. 668, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 668, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 479) recommending that H.B. No. 1432, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING AND DISABILITY RESOURCE CENTERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Nakashima and McKelvey, for the Committee on Labor & Public Employment and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 480) recommending that H.B. No. 1459, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1459, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, on House Bill 1459, HD 1, I have written comments. I can assure you that this bill has no downside. It's a bill in progress. It reminds me of the Hawaii Hurricane Relief Fund when I was introducing that way back in 1994. Our colleague, the Representative from Kailua, called me the dreamer, but we were able to save over $200 million which was used by this Body to balance the budget.

"I can now challenge everyone, and I will put my money where my mouth is just like way back in 1994. I'll give up my salary from now until we have passed this and implement the bill, but after we have implemented it I will take 5% of savings. Any takers, I'll sign it any time. Thank you, Mr. Speaker."

Representative Cachola's written remarks are as follows:

"I would like to take this opportunity to expound on the merits of HB 1459 and share with you some salient information.

"HB 1459, HD1 only covers the Hawaii Health Unfunded Liability. As of 2011, the Health UFL for the State of Hawaii was between $15-17 billion. It's imperative that we do something about this because to do nothing to address the issue, Hawaii's Health Unfunded Liability will continue to grow over $1 billion annually. It also can bankrupt the State of Hawaii like what has happened to other states in the US. As a result, Hawaii is not being looked favorably upon by non-profit organizations such as Pew, Barron's and the Institute for Truth in Accounting and this affects Hawaii's bond rating.

"Creating a captive insurance company is a tool in addressing our health unfunded liability. A 2001 report on the findings and recommendations on a potential captive insurance company by Hawaii's Insurance Division listed the advantages for having a captive insurance company. As an example, operating costs could potentially be cut by 5-25%. It would also have a positive effect on Hawaii's ability to have direct access to re-insurance.

"HB 1459, HD 1 is not a perfect bill and still remains a work in progress, and as we move along it will have the opportunity to evolve into a complete bill. There is no downside in establishing a captive insurance company in addressing Hawaii's Health Unfunded Liability.

"I urge all Members to please support HB 1459, HD1. *Mahalo Nui Loa*."

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

"Mr. Speaker, I would join my colleague reminiscing about 1994 when we did pass this bill, because this bill really created an industry, one of the best kept secrets in the State of Hawaii. This is a $10 billion industry. We are the second in the nation in terms of captive insurance. And I think we're going to go for international number one if we pass this bill and other things. But there's a billion dollars sitting in our banks locally because of bills like this. It's an excellent piece of legislation. Thank you."

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

"Mr. Speaker, in support with the only concern that I hope the Committee on Finance will also look into the legislation in regards to OPEB Trust Fund as another combination of addressing the unfunded liability of our health fund. Thank you."

Representative Cachola rose to respond, stating:

"Mr. Speaker, in response to the statement made by Speaker Emeritus Calvin Say, there are provisions in the bill that take care of that. We have created reserve funds under this bill, HB 1459, one to take care of the unfunded liability contribution, and OPEB funds.

"Right now the only contributors to this are the counties. They have $300 million in the 'kitty.' State, zero. And that's the reason why we have been maligned, because of the way we handle our unfunded liabilities. Speaker Emeritus, it's taken care of. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1459, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Nakashima and Belatti, for the Committee on Labor & Public Employment and the Committee on Health, presented a report (Stand. Com. Rep. No. 481) recommending that H.B. No. 891, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 891, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION DRUGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 482) recommending that H.B. No. 837, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 837, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise in strong opposition to House Bill 837, HD 1. This measure will run most small ethnic money transmitters out of business, create and protect monopoly, resulting in increased fees to the public and greater inconviences to find a money transmitter. Please help protect small businesses, Members, and kill this bill.

"We were promised a new beginning, especially for small businesses in the State, but instead House Bill 837 is killing off locally owned small businesses in favor of giant multinational companies and foreign conglomerates.

"HB 837, HD 1 would ruin the small businesses in Kalihi, Waipahu, Lahaina, Lihue and Hilo. Small businesses would have to pay huge deposits and pay unlimited fees and penalties for the investigation of complaints and enforcement of regulations.

"HB 837 is supported by big banks and money institutions that are charging huge transmitting fees even for small transmissions of money. Right now the fees are very small, Mr. Speaker, but I'm sure that once we pass HB 837, the fees will no longer be the same.

"HB 837 amends the Money Transmitter Act, Chapter 489D that we passed a couple years ago, that increases the fee structure to amounts unaffordable by small businesses. This overregulation is uncalled for, as there have not been any notable complaints about this industry, and only one lobbyist supports it. We must stop empire building at the DCCA at the expense of the over-burdened small businesses who are forced to pass the fees onto the poor immigrant clients.

"The problem with this type of insidious taxing of the consumers is that it builds bigger and bigger government without any benefit or protection to the public. The DCCA is well known for building empires in government and even in so much as bought an entirely new office building to move into with all the money they squeezed out of small businesses. The jobs they are creating are then given to political supporters and contributors.

"This bill must be killed, Members, as it is hurting the most vulnerable residents among us. Newly arrived immigrants who have limited income and cannot afford to send a large amount of money at one time. In addition, they have many relatives in the old country who are living hand to mouth, so they must frequently send money to their families back home. It's an onerous requirement and will effectively eliminate all the small businesses in money transmitting, thus creating a monopoly for big businesses. This bill is for overregulation that will result in higher fees without any protection for the public. I have more to say, Mr. Speaker, but I will put that in the Journal. Thank you."

Representative Cabanilla's written remarks are as follows:

"Mr. Speaker, I rise to oppose HB 837, HD l. HB 837, HD l will run most small ethnic Money Transmitters out of business, and create and protect monopoly resulting in increased fees to the public and greater inconvenience to find a money transmitter.

"Please help protect small businesses and kill this bill. We were promised a new beginning especially for small businesses in the State, but instead HB 837 is killing off locally owned small businesses in favor of giant multi-national companies and foreign conglomerates.

"HB 837, HD l would run the small businesses money transmitters out of business by erecting huge barriers to entry and expenses operating in Hawaii. Small business would have to pay huge deposits and pay unlimited fees and penalties for the investigation of complaints and enforcement of regulations. HB 837, HD l is supported by big banks and money institutions that are charging huge transmitting fees even for small transmissions of money.

"HB 837, HD l amends the Money Transmitters Act, chapter 489D, Hawaii Revised Statutes, that increases the fee structure to amounts unaffordable by small businesses. This over-regulation is uncalled for as there has not been any notable complaints about this industry and only one lobbyist supports it.

"We must stop empire building at the DCCA at the expense of the over-burdened small businesses who are forced to pass the fees onto the poor immigrant clients. The problem with this type of insidious 'taxing' of the consumers is that it builds bigger and bigger government without any benefit or protection to the public.

"The DCCA is well-known for building empires in government and even insomuch as bought an entirely new office building to move into with all the money they squeezed out of small businesses. The jobs they are creating are then given to political supporters and contributors.

"This bill should be killed, as it is hurting the most vulnerable residents among us. Newly arrived Filipino immigrants who have limited income and cannot afford to send large amounts of money at one time. In addition, they have many relatives in the old country who are living hand to month so they must frequently send money to their families back home in smaller amounts.

"HB 837, HD l's onerous requirements will effectively eliminate all the small businesses money transmitters, thus creating a monopoly for big business. HB 837, HD l's over regulation will result in higher fees without any protection to the public. Poor immigrants, especially Filipino and Hispanic, sending money back home, will be hurt the most.

"I vigorously opposed the bill on behalf of the immigrant and low-income community. There have not been any complaints, so why is this bill needed? It is a thinly veiled excuse to create a monopoly by big business and foreign corporations while wiping out locally owned small businesses using consumer protection as a false pretense. It takes the immigrant community a little time to digest all that is evolving on this issue, but when they do, there will be a price to pay.

"Please kill HB 837, HD l. This over regulation will only create a monopoly for big businesses and jack up the costs of sending money and hurt small businesses."

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

"Mr. Speaker, I'd like to register no vote on the same measure and I would like the articulate, erudite comments of my colleague from Ewa Beach inserted as if they were my own. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Cabanilla be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, a no vote and a brief comment. Mr. Speaker, there are references on the Floor to the working families of the State of Hawaii. They're also working entrepreneurs, those people who are just making enough money to survive, and in this economy sometimes survival is success.

"The two Members from Ewa Beach who know this front and center, real and not imagined, can see this is almost an anti-immigrant bill. Because that's where the fees are going to be passed on to. This is not a policy that we should be proud of. It shouldn't be a policy for our small entrepreneurs, and particularly if it affects a particular ethnic group in a particular region. Thank you, Mr. Speaker."

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

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

"Mr. Speaker, I haven't really read this bill but that's why I'm voting with reservations. As we go through the session and discuss this, I will fully understand what it's all about and I will cast a no vote or a yes vote at that time."

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

"Thank you, Mr. Speaker. I read the bill and I appreciate the words from the Representative from Waipahu, and I'd like to vote no, Mr. Speaker. Thank you."

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

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

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 837, HD1. The Chair of the Committee on Consumer Protection & Commerce commented that this bill supports, 'effective enforcement of the Money Transmitter Act.' I agree that it is important to properly regulate money transfers from Hawaii to locations outside of Hawaii.

"The Committee Chair noted his concern for how this will impact small businesses. In an earlier form, this bill sought to more than double initial application fees and annual renewal fees. This is a problem, because any increases to fees will ultimately be passed on to the consumer. People that need to use these types of money transfer services are most often rushed for time and they have limited options. Finally, this bill will directly impact minority working class people who regularly send money back to their families that live outside of the United States. This is an unnecessary hardship to people who are struggling to make ends meet in our State.

"Mr. Speaker, for these reasons, I am in opposition to House Bill 837, HD1."

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

Representative Oshiro rose in opposition to the measure and asked that the remarks of Representative Cabanilla be entered into the Journal as his 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. 837, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Fale, McDermott, Oshiro and Tokioka voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 483) recommending that H.B. No. 839, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 839, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

"Mr. Speaker, on Standing Committee Report Number 483, a vote with reservations, please, 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. 839, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 484) recommending that H.B. No. 1194, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1194, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBCONTRACTORS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 485) recommending that H.B. No. 329 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 329 be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 329, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 486) recommending that H.B. No. 893 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 893, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 487) recommending that H.B. No. 1149, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1149, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 488) recommending that H.B. No. 843, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 843, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 489) recommending that H.B. No. 154, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 154, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 490) recommending that H.B. No. 838, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 838, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 491) recommending that H.B. No. 24, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 24, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, may I have a ruling on a potential conflict? At my law firm I do work with condominiums. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 24, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 492) recommending that H.B. No. 485, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 485, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 493) recommending that H.B. No. 1263, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1263, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 494) recommending that H.B. No. 148, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 148, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 495) recommending that H.B. No. 360, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 360, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a conflict of interest. My brother is a councilman for County of Hawaii," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 360, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 496) recommending that H.B. No. 369, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 369, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE SAFETY," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 497) recommending that H.B. No. 853, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 853, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I rise in support with grave reservations. Mr. Speaker, in Judiciary we had the opportunity to question the Attorney General on this matter. Some of my colleagues agree with me, but because we're coming at it from two different perspectives, some on the 'left' are not comfortable, some on the 'right' are not comfortable. I'm not comfortable because this, as I understand it based on the questioning, this sets up a mechanism where we can fund preschool and we can have private preschools. In order to do that we need a constitutional amendment.

"So, sensibly the Catholic schools could participate. So then I began to ask the Attorney General, if that's the case, can we have a nun teach the class, wearing her habit? The answer was no. If it takes place in the Catholic schools on the Catholic school campus, do they have to remove the crucifixes from the classroom? The answer was yes.

"We're amending the Constitution to allow this to go to private schools, but we're not including a religious exemption amendment where it can go to religious institutions. It's kind of like a half-baked voucher, if you will. It's not all the way there, but the parents have a choice.

"So if the parents want to take their child to St. Anthony's or they want to take them to Seagull School or whatever, it's up to the parent, they have a choice under this proposal. The school though, if they want to receive this, has to stop doing what makes them special. We're saying it's okay to take your child to a Catholic preschool, provided we take the Catholic out of the preschool.

"That's what makes a Catholic preschool special. That's why parents, whether it's Catholic, Baptist, Jewish or a Buddhist preschool. That's why they send their kids there, to get that religious inculcation. We're saying, 'well you can teach them the ABC's but the other stuff, you can't,' and we have to amend the Constitution anyway to do that, because it is a private institution.

"So if we're going to do it, Mr. Speaker, let's do it right. Give the parents a choice. It's not K through 12, it's preschool. And if they want to take that and go to a religious institution, it's already private, we're amending the Constitution anyway, let's let them do that. This is a friendly and supportive suggestion.

"My other fear is that if we don't do that, two things are going to happen. One, the Catholic schools won't participate. I know there's a limited participation through the Open Doors Program, but this will get very sticky. Because it will be so big, we will have lawsuits. We have one fella who likes to come around here occasionally. He will be all over monitoring those schools, I can assure you. We're asking for trouble, Mr. Speaker.

"So let's make it a full blown constitutional amendment, where the parents can choose. If they want a religious education for their child in preschool to teach them values that the parents agree with, let them do that. If they want a secular education, let them do that. It's up to the parents. The parents aren't being forced, they have a choice. So that's a friendly, encouraging, positive recommendation to move this measure forward, Mr. Speaker. Thank you, sir."

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

"Mr. Speaker, ruling on a conflict of interest. I'm the president for an organization that has a preschool," and the Chair ruled, "no conflict."

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

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 853, HD 1. This bill would create a constitutional amendment to permit the use of public funds for private early school education programs. While the bill has a noble goal of helping expand access to educational programs, I am wary about the potential impact on schools that may have a religious affiliation, such as many of the schools in my district, including Aiea Hongwanji Preschool.

"The Attorney General has submitted testimony confirming that affected schools would have to agree to not attempt to influence students through acts like prayer sessions. Because I believe in the autonomy of private schools, and have workability concerns with this bill's implementation, I will be voting with reservations."

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

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

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

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

"Ruling on a possible conflict of interest, Mr. Speaker. My wife is the president of a parent-teacher association of St. Anthony's School," and the Chair ruled, "no conflict."

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

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

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

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

"Mr. Speaker, ruling on a potential conflict. I'm a board member of St. Clements Preschool. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 853, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 498) recommending that H.B. No. 864, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 864, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, ruling on conflict of interest," and the Chair ruled, "no conflict."

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 864, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 499) recommending that H.B. No. 251, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 251, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 500) recommending that H.B. No. 914, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 914, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OBESITY PREVENTION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 501) recommending that H.B. No. 79, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 79, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 502) recommending that H.B. No. 654, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 654, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. Everybody knows I'm a nurse, but I'm no longer a practicing nurse so I don't have to ask for a ruling on potential conflict. But I do want to express my strong reservations for this measure.

"Two years ago, we passed the Center for Nursing, and that measure that we passed caused an increase of licensing fees to the nurses. Now we're passing another measure for sharing data with DCCA. Undoubtedly, Mr. Speaker, you know what's coming next. That would be the increase in licensing fees. 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. 654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 503) recommending that H.B. No. 658, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 658, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 504) recommending that H.B. No. 266, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 266, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 505) recommending that H.B. No. 576, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 506) recommending that H.B. No. 651 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 651, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 507) recommending that H.B. No. 676, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 676, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 508) recommending that H.B. No. 875 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 509) recommending that H.B. No. 111, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 111, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 111, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE ALTERNATIVE BUILDING CODE," was referred to the Committee on Finance, with

Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 510) recommending that H.B. No. 1150, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1150, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 511) recommending that H.B. No. 1342, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1342, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 512) recommending that H.B. No. 902, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 902, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I'm going to register a no vote. This appears to me to be just another attempt to grab a couple of bucks. We're missing a few loose bottles and cans and, my gosh, we've got to get that money for those few that we're missing. It just goes to the mentality of our entire government, the executive branch. We don't have a revenue problem, we have a spending problem. And so I will say no."

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

"Mr. Speaker, in opposition. In the Committee hearing when we were discussing this bill, the sample that was brought in, in discussion in that Committee, was a representation of a beverage that is mostly consumed by young working people. That's exactly who I do not want to take more money from. Because this measure would further take away money from working members of our community, I cannot support this bill, Mr. Speaker."

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

"In support with reservations. I want to note that I did oppose this bill before and noting the same concerns and echoing them of my caucus members. I do have concerns about the increase in cost of living, but I think the draft has gotten progressively better and has narrowed the scope of who it applies to. So, I appreciate the amendments made to it in Committee. Thank you."

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

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

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

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 902, HD1. This bill encourages the expansion of the Deposit Beverage Container Program, which has existed since 2005. I believe our efforts will be better served if we focus on curbside recycling. In fact, the district I serve was a pioneer in that recycling movement two decades ago, and many of my constituents do not see their 5 cent deposit returned to them because they do curbside recycling. Therefore, I do not think it is in the best interest of my constituents to further expand the deposit beverage container fee to include new types of containers. 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. 902, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was referred to the Committee on Finance, with Representatives Fale, Fukumoto and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 513) recommending that H.B. No. 1484, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1484, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I'm standing with reservations. First, Mr. Speaker, I would like to note that as the former Chair, I understand what the current Chair is going through on dealing with this very emotional issue, dealing with the Hawaii Health Systems Corporation and the various issues regarding home rule, what's the centralized rule regarding the health systems.

"So very briefly, Mr. Speaker, I would like to just go over some of the concerns that I do worry about as this measure progresses. I am confident that the Chairs will address all these concerns, but I did want to highlight it because many of our colleagues have to deal with the constituencies back home. Especially as this issue may seem to be initially a neighbor island issue, Mr. Speaker, however, there are impacts to those on Oahu.

"Some of the concerns that I have, Mr. Speaker, is that there are going to be changes in which the corporation would be now allowed to review, approve and reject the recommendations both for planning, as well as corporate fiscal issues. So now what will happen is, Mr. Speaker, the regional boards will now have to convince the corporate board in order to move forward for issues addressing their specific island and their specific constituencies.

"Mr. Speaker, also in this measure, there is language in here that allows them to enjoy a full immunity from suit, Mr. Speaker. So that means they'll have a sovereign immunity available to the state as well.

"Also, Mr. Speaker, I would like to express some concerns as this bill moves forward. This new corporation will actually have some quite extensive fiscal powers, now. Mr. Speaker, now this system can develop, from time to time, and actually sell securities, Mr. Speaker. Also, the financial gains from these securities can be put into their own separate bank accounts. And this depository of this section shall be secured manner.

"Mr. Speaker, some of the other concerns I have, and I know it's an issue depending from where you are and how you address these issues, is who has the overriding governing authority to decide what is best for the

islands. Mr. Speaker, years ago you were actually directly involved in the development of the current regional system.

"Mr. Speaker, I just want to express these concerns, not to say that I'm against moving forward in the health care, but some of these decisions were intentionally brought on behalf of our colleagues and former colleagues, so that our areas, our communities, can have direct impact on not only the quality of care, but the breadth of care, Mr. Speaker. And I do not think that it should be an Oahu-based corporation, or any corporation that determines the needs as well as the funding and priorities of every community. Thank you, Mr. Speaker."

Representative Morikawa rose in support of the measure with reservations and asked that the remarks of Representative Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

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

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

"Thank you very much, Mr. Speaker, with reservations. I would like the words of the Chair of Transportation entered into the record as if they were my own and just a quick, brief comment, if I may.

"Your Committee was looking to defer this measure, however at the request of the Health Chair, we wanted to afford her more time to work with the parties to see if there's something to be done to resolve these situations. You note the Committee report, we do have grave concerns of moving this measure forward, but we believe that we should give them the opportunity to try to work on the concerns that were raised by the Chair of Transportation and others, to see if we can find some win-win in this situation."

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

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

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

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

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

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

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

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

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

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

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

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

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

"Reservations with a few comments, please. I appreciate that the previous Health Chair and also the current Health Chair really understand that, and I believe that what they're saying is that there needs to be some changes. In the current form of the bill, the way it's written there are a lot of problems with it that were articulated by the former Health Chair.

"But I want to go on the record to say that status quo right now is not working for us, and that maybe this vehicle as it moves forward will give us an opportunity to really address what's happening at the corporate board level and the regional board level. It may be a vehicle to help us figure out how we create a system where decisions are made, people are accountable, there's transparency, that the local regents can have an opportunity to express themselves. But at a corporate level we can gain efficiencies, we can find a way to make this system, which is a statewide system of healthcare, we've got to make it work. I'm glad that it's still moving forward, but clearly there are a lot of problems. Thank you."

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

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

"Thank you, Mr. Speaker. Reservations and just some brief comments. It is our safety net, the healthcare corporation, and I just don't see how this is good for our *keiki* or our *kupuna*. 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. 1484, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 514) recommending that H.B. No. 106, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 106, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Evans and Wooley, for the Committee on Water & Land and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 515) recommending that H.B. No. 488, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 488, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Evans and Wooley, for the Committee on Water & Land and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 516) recommending that H.B. No. 846, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 846, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," passed Second Reading and was referred to the

Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 517) recommending that H.B. No. 190, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 190, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRUANCY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 518) recommending that H.B. No. 478, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 478, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 519) recommending that H.B. No. 674, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 674, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 520) recommending that H.B. No. 566, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 566, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Lee and Wooley, for the Committee on Energy & Environmental Protection and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 521) recommending that H.B. No. 1409, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1409, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1409, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUELS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 522) recommending that H.B. No. 912, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 912, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, a no vote on this one. It appears to be loaded with a whole bunch of fees. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 912, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 523) recommending that H.B. No. 1375 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1375, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 524) recommending that H.B. No. 788 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 788, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 525) recommending that H.B. No. 533, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 533, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 533, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 526) recommending that H.B. No. 1298 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1298, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Carroll and McKelvey, for the Committee on Human Services and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 527) recommending that H.B. No. 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 528) recommending that H.B. No. 780, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 780, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 529) recommending that H.B. No. 443, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 443, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. I just wanted to ask for a ruling on a potential conflict. My wife is a registered lobbyist. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, can I have a ruling on a potential conflict. My wife is a registered lobbyist," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 443, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 530) recommending that H.B. No. 793 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 793, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 531) recommending that H.B. No. 1278, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1278, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1278, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES," was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 532) recommending that H.B. No. 236, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 236, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 533) recommending that H.B. No. 411, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 411, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, I have to declare a conflict. I'm a devout Catholic and a member of the Knights of Columbus. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

Representative McDermott continued to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. Mr. Speaker, sexual assault is a serious crime. As a father of two daughters, I don't even want to contemplate that action. I certainly would support stronger measures for those who commit these heinous crimes. In fact, I would be the first one to sign legislation calling for chemical castration of these perpetrators.

"But back to the issue at hand, Mr. Speaker. This deals with emergency contraception, and good people can disagree. We have a lot of good people in here and we have different viewpoints. But, Mr. Speaker, this is a violation of the First Amendment, which I'd like to read here:

'Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof;'

"The comma and semicolon are very important because they mean it's an independent thought – 'or prohibiting the free exercise thereof.'

"Now, Mr. Speaker, we have the Hawaii Catholic Conference in opposition to this because Catholic Church doctrine is that at conception – not implantation, conception – it's a human life. That's their belief. You can disagree with it, you can pooh-pooh it. We're all entitled to our opinions because the First Amendment guarantees that. But here we are forcing our views upon the Catholic Church.

"Now I know there are times when, if I wanted to go in my backyard tomorrow and start my own religion and take peyote, invite some of the neighborhood kids around and call it a religion, government would say, 'you know what, that's not really a religion.' But this is one of the world's largest religions with a longstanding doctrine. And we are telling them, this is what you must do. This is what you must do.

"Requires, requires that Catholic hospitals offer emergency contraception."

At 1:52 o'clock p.m., Representative McDermott requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:53 o'clock p.m.

Representative McDermott continued, stating:

"Mr. Speaker, point of inquiry, can you tell how much time I have left? I lost track. Can the Clerk tell us how much we have?"

The Chair then stated:

"Two minutes."

Representative McDermott continued, stating:

"Mr. Speaker, I'll get somebody to yield three of their times, just let me say what I want to say and I'll be done or else I'll filibuster. I've been a good boy today, I haven't talked too much. Thank you, Mr. Speaker, you are a gentleman. Mr. Speaker, I understand St. Francis is no longer 'in the business.' I'm not sure exactly what their relationships are with the remaining institutions, but I know they can't be involved in this.

"But, Mr. Speaker, our healthcare system is in tough shape. We've got some good people working on it, Healthcare Chair's working on it. But if we pass this measure, Mr. Speaker, we are prohibiting ourselves from ever entertaining a Catholic hospital coming into the market. We're telling them, you can't come in. They will not come in. The Hawaii Catholic Conference is against this bill. The Hawaii Catholic Conference, Mr. Speaker, as you know, means the Bishop is against this bill. That's what it means.

"Why is he against it? Does he dislike women? Of course not. Because it violates Catholic doctrine. This is about religious liberty, Mr. Speaker. Mr. Speaker, would we require a Jewish hospital to install pig valves when they do heart procedures? Of course not. We wouldn't do that. That's religious liberty, Mr. Speaker. Now, Mr. Speaker, I understand that this could be a problem on some of the neighbor islands, particularly if the only hospital over there on the neighbor island was a Catholic hospital, and there are concerns.

"So what good people do, is they get together with Planned Parenthood and they say, 'we've got a problem over here. Let's establish a consortium of doctors and let's set up a system where we can go and get this information out, where these people who want to get this emergency care can.'

"Mr. Speaker, I run a nonprofit. This would be an absolutely enticing fundraising opportunity for Planned Parenthood to go and serve those underserved areas. But don't trample on the religious freedom, the religious liberty of the Catholic Church or any other faith. We can't mandate them to do these things. By putting this out there, we're telling them, Hawaii is closed for business to the Catholic churches or hospitals."

The Chair addressed Representative McDermott, stating:

"Representative, will you please limit yourself to the civil liberties, and not mention the church. Thank you very much."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative McDermott: "Thank you, Speaker Emeritus. Mr. Speaker, we are telling the world that Catholic hospitals are no longer welcomed in Hawaii."

Speaker Souki: "Representative, please refrain from using the name of the church. This is a basis of civil liberties that can affect all people and not only the Catholic Church. Please proceed."

Representative McDermott continued, stating:

"Mr. Speaker, I appreciate your comments and concern. I'll just point out that the Hawaii Catholic Conference does not support this measure. The Hawaii Catholic Conference is the Catholic Church. But, Mr. Speaker, we are guaranteed freedom of religion. This is a religious liberty issue. We see it as a national issue. We're doing it here, Mr. Speaker. We're telling these religious institutions that they're not welcome if their beliefs are different than ours. We can't do that, Mr. Speaker.

"America was built on religious liberty. That's why the first settlers from Europe came here, to escape religious tyranny. Now we're coming in and saying, well our secular beliefs trump whatever you believe. That stuff you guys believe, that's fairy dust. We don't, wink-wink, nod-nod, we don't take it seriously.

"Some people do, Mr. Speaker. And we can disagree with them. But it's the doctrine of their faith. It's the doctrine of their faith and I take them very seriously. Just as I take the other folks seriously who have a different point of view in this issue. And they can have a different point of view, but don't force your viewpoint and infringe, infringe upon the religious liberty of a long established organization with a long held doctrine. It's outrageous and I am insulted. Thank you, sir."

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

"Thank you, Mr. Speaker, in strong support. Mr. Speaker, when I look at this bill, it's about emergencies. It's about emergency rooms. It's about what happens when a women has an emergency. Maybe we wouldn't have this experience if when a man gets raped, he has an opportunity to get pregnant. And the reason I say that is because I do believe that women, they understand that if they're sexually assaulted and there's penetration, that in fact, they could get pregnant. If they're sexually assaulted and raped, it's an opportunity to go to an emergency room and say, I need help. I need a lot of help.

"One of the things that may come up is that they're concerned about possibly getting pregnant. I do not believe that people are saying in this type of bill, that it's religious. It's like, you go to an emergency room, they're there to help people. If a woman says, 'I've been raped and I want to prevent a potential pregnancy,' I believe this emergency contraception should be provided. I believe that the man, and I'm going to repeat it again because I can be as emotional as the previous speaker and raise my voice and say I'm insulted by what he said, but I'm telling you that being pregnant changes your life forever. And having, you should be doing it because you want it, but also maybe it's an accident with someone you love, that you're doing it with someone.

"But rape and that whole experience, and just this opportunity which is a very short, maybe it's only within 12 hours, it's a very short time, that prevents the semen to get to where it needs to go to implant in the uterus. It's a very short time frame. It's very critical, the timing of it. I think our emergency rooms need to recognize that it's an emergency for this person.

"And so I feel very strongly about this issue and I don't know why we keep bringing it back and back and back, but we do. But I think it's time that we move this forward and be compassionate. Thank you."

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

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 411, HD1 because, among other concerns, I am worried that it could limit emergency care options for Central Oahu residents.

"In August of 2012, St. Francis Healthcare System of Hawaii and The Queen's Health Systems finalized a deal to reopen the former HMC West emergency room. In their testimony, the Hawaii Catholic Conference explained that 'the legal relationship between Queens and St. Francis is governed by a contract binding them to operate the hospitals in a manner consistent with Catholic ethical and religious directives.'

"Contrary to comments made by this bill's proponents, the most recent (2009) 'Ethical and Religious Directives for Catholic Health Care' maintains their long-standing policy of disallowing Catholic hospitals from administering emergency contraceptives. In its entirety, Directive 36 states:

> 'Compassionate and understanding care should be given to a person who is the victim of sexual assault. Health care providers should cooperate with law enforcement officials and offer the person psychological and spiritual support as well as accurate medical information. A female who has been raped should be able to defend herself against a potential conception from the sexual assault. If, after appropriate testing, there is no evidence that conception has occurred already, she may be treated with medications that would prevent ovulation, sperm capacitation, or fertilization. It is not permissible, however, to initiate or to recommend treatments that have as their purpose or direct effect the removal, destruction, or interference with the implantation of a fertilized ovum.'

"Advocates of this bill have, perhaps inadvertently, utilized the initial sentences of this directive to state that the Catholic directives have changed to allow emergency contraceptives. However, while many studies have shown that levonorgestrol-only emergency contraceptives do not prevent implantation, the FDA has not yet reclassified this drug, and therefore, it would still be disallowed under the guidelines governing hospitals that operate on St. Francis Healthcare System of Hawaii's properties.

"Furthermore, the bill is not limited to levonorgesterol-only emergency contraceptives like Plan B. Newer emergency contraceptives, like Ella, have not been studied to the same extent and less is known about their effects on implantation.

"Passage of this measure could place our hospitals in a position to choose between violating their directives or paying fines for noncompliance. Either alternative could threaten their ability to operate a much-needed hospital with emergency services for the Central and Leeward Oahu communities. Providing an exemption in the measure for religious providers would help avoid this problem and still address many of the concerns that proponents of the measure have raised about access to emergency contraceptives for assault victims. Currently, this measure does not contain such an exemption and could limit emergency care options for my constituents, and for that reason, I am voting no on this measure. Thank you, Mr. Speaker."

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

"I rise in opposition, Mr. Speaker. Mr. Speaker, I've had some long discussions with members of Planned Parenthood regarding this bill. I'm familiar with a number of different cultures across the world, as well as the history of my own ancestry, when they came to the United States in the early 1600's to escape religious persecution from their homeland. And it's a founding principle and a driving reason of why I felt, not only the need, but the duty, to become a member of the United States Armed Services to fight for, and if necessary, lay my own life down for the right of others to live according to their dictates of their own conscience.

"I'm not Catholic. I don't hold the same beliefs as other members of my community regarding this. I would want this service available for my little sisters, my mother, my wife, if the case were to arise. I believe it's a good and valuable service to be made available to the public, but that's my own personal beliefs.

"And this benefit, this act of healthcare, I would never purchase, I would never purchase at the cost of having somebody else sacrifice or act against what their own conscience tells them is right or wrong. Even if I were to severely disagree with their position in regards to that issue. Like they say, I may disagree with what you have to say or what you do, but I would defend to death your right to do it.

"I don't agree with the reasons that the Catholic Church is in opposition to this. But for that same reason, I would defend to the death their right to act in according to the dictates of their own conscience. As the same for anybody here. I would never ask, and I would never purchase any benefit or any service for me, my family or anybody else, at the cost of having somebody else sacrifice a fundamental core belief of what their conscience tells them to do.

"It is a founding principle of why I am as proud as I am to be an American, is because I believe that's what America stands for. Is that, never in this country will you ever be forced to do anything against your conscience, because that is the freedom we believe in. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. I'm in favor with reservations, Mr. Speaker. First I want to mention that I'm Catholic. But I'm one of those that, what my colleague in Ewa Beach says, that some respectful people will disagree.

"I have not been assaulted, Mr. Speaker, but I know how other women that have been assaulted feel. I have been in this Chamber for nine years and I have heard this discussion over and over again. The way I read the bill it says, 'required to offer.' That doesn't violate anybody's rights, Mr. Speaker. You are required to offer. The person has the right to refuse or accept it. And I believe it's the right of that woman to make that decision, whether she wants to accept that pill or not.

"Technology has changed. It's no longer an abortion pill, Mr. Speaker. It's just a pill that can change the pH of somebody's womb. It's no longer an abortion pill. It's just like any other pill that has an impact to a woman's reproductive organ, but not to kill a fetus or a fertilized egg, Mr. Speaker.

"My only reservation is that, I have a constituency in Ewa that needs a hospital, and that's what's stopping the Catholic Church from relinquishing the hospital or impairing the next buyer to impose their belief. That's my only reservation, because my constituents need a hospital there, Mr. Speaker. Thank you."

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

"Mr. Speaker, with reservations. I know this has been a long issue. I feel for the Chair, but I'll be going with reservations. Thank you."

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

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 411, HD 1. While I deeply sympathize with victims of sexual abuse and assault and fully support the disclosure of medically accurate information by hospitals to their patients, I am concerned that this measure does not offer the necessary flexibility, particularly for religious medical institutions. Because this bill lacks a religious exemption clause and a professional conscience clause, it may

force all hospitals to provide services that may not be in line with their mission, beliefs or philosophy.

"Particularly at a time in our State when medical services are in dire need, we should be careful not to potentially limit or dissuade healthcare providers, particularly those with religious affiliations, from entering Hawaii and providing these much-needed services to Hawaii residents. This measure is well intended, but it may lead to unforeseen consequences of reducing medical care options and access for the State of Hawaii."

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

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

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

"Mr. Speaker, a no vote with a brief comment. Déjà vu all over again, Mr. Speaker. It even predates the captive insurance issue, that was 1994. Mr. Speaker, the problem has been that each side has dug in their heels and said, 'hey we're not going to budge on this one.' So I propose a timeout, let's take a deep breath, let's let the proxy battle that's going on at the national level between ObamaCare and the Catholic Church throughout the United States, who are fighting this back and forth. Let them settle it and then we will follow. In the meantime, I just don't think that we're going to break this deadlock that's been going on for the last couple of decades. Thank you."

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

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

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

"Thank you, Mr. Speaker, in strong support. I'm going to reserve most of my comments for Third Reading, as this is only Second Reading, but I did want to respond very briefly to two statements made earlier. I would like to note for the record that over 200 Catholic hospitals in the United States today provide emergency contraception to rape victims. So this notion that a Catholic hospital could not do that is false.

"Secondly, according to the Ethical and Religious Directives for Catholic Health Care Services, Directive 36, 2001. This is the language from the Catholic Ethical Religious Directives: 'If, after appropriate testing, there is no evidence that conception has occurred already, she,' the rape victim, and let me emphasize, Mr. Speaker, this is the rape victim, 'may be treated with medications that would prevent ovulation, sperm capacitation, or fertilization.'

"I would note, Mr. Speaker, that on subsection C of page 4, that very option is recognized in this bill where it states: 'No hospital shall be required to provide emergency contraception to a sexual assault victim who has been determined to be pregnant through the administration by the hospital staff of a pregnancy test approved by the US Food and Drug Administration.'

"I did not think that we would be discussing religious directives, but clearly, our bill, this bill before us, respects the religious beliefs of those in our communities. Thank you."

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

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

"Thank you, Mr. Speaker, in support. I just want to make a few short comments. Thank you. I want to emphasize that this is a legacy of a former Representative of ours, Marilyn Lee, who has worked tirelessly for years to try to help push this through. The House has failed her year after year. So I'm very hopeful that this year we will be able to meet her expectations.

"I just want to say one other thing that has bothered me since this last year, and there are men on the Floor who have made comments that no one has the right to force someone to do something they don't want to do. Or, forcing your views on someone's religion is not acceptable. Well, the problem is, there are men who force themselves on women. They are victims, and we're trying to make sure they have medical advice so that they don't end up in a situation that everybody regrets. *Mahalo*."

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

"Mr. Speaker, I stand in support. I think there's been a lot of discussion about this bill. If you look at the legislation as it is currently drafted, what it states is that if an individual is sexually assaulted, specifically if a female is sexually assaulted, it gives that individual the choice of taking specific contraception. So, what the contraception actually does is, it makes the womb what's defined as 'hostile.' So what that means is, for a period of about five days, it makes it so that womb builds up a mucus, there and by any sperm that's in the system cannot attach to that uterus. That is the science behind it.

"Now, I am a very religious man, and I know that if you believe in God as I do, if God for whatever reason in his master plan wants that unification to transpire, it's going to happen regardless. If God could part the seas, if he wants this to transpire, to move forward, it will happen. So again, it's a choice for sexually assaulted victims to have the option, if they so want to, to take this contraception. And I just wanted to provide some clarity as for when we move forward on this measure to continue the discussion."

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

"Thank you, Mr. Speaker, I'll be voting with reservations. I have a lot of problems with this bill. I don't know how tight the provisions are in this bill. Like for example, there is an assault, it happened several days ago, and then they go to the hospital and say, I was assaulted. Is it to be the same day as the assault happened that you are going to get contraceptive pills? This bill has still a lot of work to be done, because they can always say, I'm assaulted and then what. So it's got to be tight, who is going to enforce it."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 411, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fale, Fukumoto, Johanson and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 534) recommending that H.B. No. 224, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 224, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 535) recommending that H.B. No. 482, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the

Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 536) recommending that H.B. No. 1471, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1471, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, this came out in the Committee as a regulation of aquaculture, and suddenly no one was really sure of why it should be regulated because there are 25 permits that aquaculture already requires for these farmers. I think it was clever, but it's a face-saving device to now make it where the Department of Agriculture is going to promote aquaculture, which really means we don't actually need this bill.

"So it's nice, it's warm and fuzzy, but it was an attempt to do an overkill to over-regulate something that's already highly regulated, and quite frankly given the sales of countries in Southeast Asia that are making a lot of money in aquaculture, we are really at the beginning of an industry not really well developed. So we need to leave them alone and not over-regulate them. Thank you, Mr. Speaker."

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

"Thank you, in strong support. Thank you. I appreciate the comments from the previous speaker, how regulated it is, and that's probably one of the biggest problems and why I worked with my community to introduce this bill.

"One of the things we're realizing is, there's huge potential for aquaculture farming in our State and actually it's underutilized. As a matter of fact, many, many years ago, we used to do more aquaculture farming. And so the definition of it really is to look at taro farming, potentially rice fields, crawfish, land-based shrimp. There are lots of opportunities to do aquaculture farming and it's time that we really work hard to make that industry prosper.

"Yes, we originally started in the Committee to regulate it, but basically the Department of Agriculture came in and said, yes, we really see the value that we should be focusing on this and moving forward. But based on people's concerns, as the previous speaker stated, maybe 'regulation' wasn't where we wanted it to be, so we changed it to 'facilitate' to keep it alive and keep it moving through the session. I look forward to continue working on this as we move forward. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1471, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representatives Wooley and Lee, for the Committee on Agriculture and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 537) recommending that H.B. No. 857, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 857, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 538) recommending that H.B. No. 1421, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1421, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

Representative Choy's written remarks are as follows:

"Mr. Speaker, I would like to thank the introducer of this legislation, the Chairman of Consumer Protection & Commerce (CPC), who took the time, on a very busy deadline day, to explain this bill to me. He made me understand the changes, and how it would not only make the bill a good compromise, but also answer the objections from the PUC and the Department of Agriculture among others. With his diligence and explanation, I am changing my no vote in Committee to strong support for this measure."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1421, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ORGANIC AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 539) recommending that H.B. No. 115, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 115, HD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, very strong support and I would like to enter written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"I stand in support of HB 115, HD 2 to fund necessary repairs and maintain the UH facilities over the long term. It is essential for the future of the University of Hawaii to focus on the backlog of repair and maintenance projects in order to provide its students a safe and proper learning environment. Some buildings are over a hundred years old and it is our *kuleana* as legislators to ensure the safety of our college students. I recognize that the University of Hawaii campuses are competing with colleges around the world but I have confidence that the Campus Planning Facility Board will have the students and faculty as their highest priority."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 115, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand.

Com. Rep. No. 540) recommending that H.B. No. 1381, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1381, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 541) recommending that H.B. No. 551, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 551, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 542) recommending that H.B. No. 120, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 120, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 120, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 543) recommending that H.B. No. 357, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 357, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

"Mr. Speaker, ruling on conflict of interest. My wife's family owns a business that would be affected," and the Chair ruled, "no conflict."

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

"Mr. Speaker, I'm 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. 357, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was referred to the Committee on Finance, with Representatives Cabanilla, Fale, Fukumoto, Johanson, Jordan, McDermott, Oshiro and Tsuji voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 544) recommending that H.B. No. 174, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 174, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a potential conflict. My wife is a consultant with a pharmaceutical company that has GM products. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I support it with some reservations. I would ask that the folks who support this measure, if someone could get me some peer reviewed longitudinal study so I could make an intelligent decision on that, I would appreciate it. Thank you."

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

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

"I just want to be consistent. In the Committee I voted no, so I have to vote no on the Floor. Thank you."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 174, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD LABELING," was referred to the Committee on Finance, with Representative Cachola voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 545) recommending that H.B. No. 721, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 721, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 546) recommending that H.B. No. 345, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 345, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 547) recommending that H.B. No. 944 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 944, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 548) recommending that H.B. No. 946 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 946, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 549) recommending that H.B. No. 1280, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1280, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 550) recommending that H.B. No. 673, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 673, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"On Stand Com. 550, House Bill No. 673, Mr. Speaker, I just want to express my strong reservations. This is a cumbersome measure for the farmers as well as an increased fee for them. I'm concerned about the small farmers, Mr. Speaker."

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

"Mr. Speaker, support with reservations. It's my understanding that this bill no longer creates a new fee, so that's why I'm going with reservations. Thank you."

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

"Mr. Speaker, in strong support. I'd like to thank the Chair for her work on this bill because it does make it a task force, and the fees are gone. 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. 673, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 551) recommending that H.B. No. 672, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 672, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 552) recommending that H.B. No. 667, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 667, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 667, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 553) recommending that H.B. No. 62, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 62, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a conflict of interest. My family owns a business that operates a pharmacy," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 62, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 554) recommending that H.B. No. 65, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 65, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a conflict of interest. My family owns a business that operates a pharmacy," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 65, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 555) recommending that H.B. No. 910, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 910, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 556) recommending that H.B. No. 649, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 649, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 557) recommending that H.B. No. 991, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 991, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 558) recommending that H.B. No. 363, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 363, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 559) recommending that H.B. No. 144, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 144, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 144, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 560) recommending that H.B. No. 1483, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1483, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1483, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS

CORPORATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 561) recommending that H.B. No. 21, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 21, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

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

"Mr. Speaker, ruling on a potential conflict. At my law firm I do work with condominiums. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 21, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 562) recommending that H.B. No. 1200, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1200, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, a ruling on a potential conflict. My spouse is a consultant with HPU. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1200, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 563) recommending that H.B. No. 497, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 497, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 564) recommending that H.B. No. 856, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 856, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 565) recommending that H.B. No. 330, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 330, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 566) recommending that H.B. No. 343, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 343, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING OFFENSES," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 567) recommending that H.B. No. 358, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING," was referred to the Committee on Finance, with Representatives Cachola and Har being excused, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 568) recommending that H.B. No. 237, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 237, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 237, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE SCHOOLS FOR JUVENILES INVOLVED IN THE JUSTICE SYSTEM," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 569) recommending that H.B. No. 776, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 776, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 570) recommending that H.B. No. 632, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 632, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 571) recommending that H.B. No. 873, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 873, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE YOUNG ADULT VOLUNTARY FOSTER CARE ACT," was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 572) recommending that H.B. No. 448, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 448, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUEFIED NATURAL GAS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 573) recommending that H.B. No. 903, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 903, HD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," passed Second Reading and was referred to the Committee on Health, with Representative McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 574) recommending that H.B. No. 451, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 451, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 451, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSSIL FUELS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 575) recommending that H.B. No. 1147, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1147, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I just wanted to request a ruling on a potential conflict of interest. My wife works for an organization that controls a PAC that makes independent expenditures. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1147, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 576) recommending that H.B. No. 1027, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1027, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, in strong support and I would like to enter written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"I believe that due to the growing popularity of voting by mail, some form of guidance should be enacted for addressing voter assistance that is provided to absentee mail voters. The inclusion of a statement as to require absentee voters to affirm by signature that the ballot was completed in secrecy and without influence from others is one step to further ensure a fair election.

"It is unfortunate that incidents of voter intimidation are not merely hypothetical. Voter intimidation and fraud not only reflects poor character of the party involved, it discredits the integrity of every elected public official and the election process itself. HB 1027 begins to address the historical and very real issues of voter intimidation and voter fraud."

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

"Mr. Speaker, I'm 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. 1027, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 577) recommending that H.B. No. 1481, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Ward being excused.

At 2:32 o'clock p.m., Representative Choy requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:33 o'clock p.m.

SUPPLEMENTAL CALENDAR #1

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 578) recommending that H.B. No. 897 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 897, entitled: "A BILL FOR AN ACT RELATING TO FOOD ESTABLISHMENTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 579) recommending that H.B. No. 51 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 51, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 580) recommending that H.B. No. 1207, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 581) recommending that H.B. No. 389, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 389, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 582) recommending that H.B. No. 425, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 425, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFERS IN COMPROMISE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 583) recommending that H.B. No. 800, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 800, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll, Coffman, Hanohano, Har and Kawakami being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Nishimoto were excused.)

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 584) recommending that H.B. No. 87 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 87, pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I'll be voting with reservations. My concern, again, is that I think at least a verbal warning should be given to the trespasser before they are cited under this particular law change. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his 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. 87, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 585) recommending that H.B. No. 872 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 872, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 586) recommending that H.B. No. 436, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 436, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Third Reading by a vote of 44 ayes to 1 no, with Representative Say voting no, and with Representatives Carroll, Coffman, Hanohano, Har, Kawakami and Nishimoto being excused.

At 2:38 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 87
H.B. No. 872
H.B. No. 436, HD 1

At this time, the Chair stated:

"This is for the 48-hour notice. All of these measures are going to be on 48-hour notice."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587) recommending that H.B. No. 435, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 587 on H.B. No. 435, 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. 435, HD 1, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588) recommending that H.B. No. 750, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 588 on H.B. No. 750, 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. 750, HD 2, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589) recommending that H.B. No. 879, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 589 on H.B. No. 879, 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. 879, HD 2, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590) recommending that H.B. No. 880, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 590 on H.B. No. 880, 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. 880, HD 2, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 591) recommending that H.B. No. 918, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 591 on H.B. No. 918, 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. 918, HD 1, were made available to the Members of the House.

ORDINARY CALENDAR

THIRD READING

H.B. No. 88, HD 1:

Representative Saiki moved that H.B. No. 88, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to this measure. House Bill 88, House Draft 1, seeks to repeal a long standing rule of statutory construction that the terms 'or' and 'and' have the meaning of the other or of both. At first glance, it seems to make sense. Words should be used in their ordinary meaning and interpretation. However, Mr. Speaker, if you look at the rationale behind the rule and at an example of its application, there are really cogent reasons not to alter this rule of statutory construction.

"This rule is applied 'in order to arrive at a reasonable construction' … 'in construing ambiguous statutory language [to determine] the true meaning of ambiguous words… by examining the context in which they are used.' I'm citing *Wee v. Board of Accountancy*, 51 Haw. 80, 84, 452 P.2d 94, 97 (Hawaii 1969) (substituting 'and' for 'or' in construing HRS § 164-1(b); In re Pratt, 34 Haw. 935, 1939 WL 8141, *4 (Haw. Terr. 1939) (substituting 'or' for 'and' in construing Section 4850, R. L. 1935).

"The rationale for this rule is to allow the courts to construe 'the sense of a word which harmonizes best with the whole context of the statute and promotes in the fullest manner the apparent policy and objects of the legislature…' Again, citing *In re City and County of Honolulu Corporation Counsel*, 54 Haw. 356, 374, 507, P.2d, 169, 178 (1973).

"I'll give you an example of how this statutory construction rule is used in the prohibition of what would be considered unfair and deceptive trade practices under HRS § 480-2, which prohibits 'unfair…acts or practices' and 'deceptive…acts or practices.' Read literally, Mr. Speaker, as would be required by the proposed amendment, a practice under the Unfair and Deceptive Trade Practices Act that is both unfair and deceptive is not actionable. The act or practice must be either unfair or deceptive. Similarly, the action must be either an act or a practice, not both, to be actionable.

"This is just one example, Mr. Speaker. Unless the Legislature would like to go and command a review of all the Hawaii Revised Statutes, and all the areas where an 'and' or 'or' is located, I think this is premature and rife for all kinds of misinterpretation and misapplication of both criminal and civil law. For those reasons, I am voting no. Thank you."

Representative Ward rose in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, in support. I understand the concerns raised by the two previous speakers, and if you read the bill it says, 'provided that if the context requires, the term 'or' may mean both 'or' and 'and', to address the exact situation the previous speakers indicated.

"The countervailing concern is that if you read the current statute, it says 'and' and 'or' mean the same thing, and they don't. And I think it is embarrassing to the State to have statutes that are clearly, logically incorrect, and that's why I wanted to address this issue. But, the previous speakers are correct that this is not as simple an issue as it would appear to be on its face. *Mahalo*."

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

"Thank you, Mr. Speaker. I rise to cast a no vote as well. Mr. Speaker, I would just like to note, this is a change that may seem small in the length of a word, but it could be a major impact. I think we ought to proceed more carefully. This is something our Legislative Reference Bureau would be very capable of, doing an examination of this and coming back to us with proposed legislation. I think it's wiser to wait. Thank you."

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

"Mr. Speaker, in support. I completely agree with the intent of this bill, because a lot of times when we put specific things like 'and', we make specific note on whether things are 'and' or 'or'. For instance, when we're dealing with some agency or any type of things that have to meet the requirements of four items, there's a big difference between making it an 'and' or making it an 'or'.

"So, if you want somebody to follow all four things, we put 'and'. If you want to make a choice, you put 'or'. The fact that courts can read 'and' as an 'or', or 'or' as an 'and' or vice versa, gives too much discretion to the courts. If there is a problem, and there is some type of confusion, we can always come back, but we need to retain this jurisdiction. We're the policy makers, we're the ones who write the law, we need to have that discretion and we need to retain that authority.

"If we allow the courts to continue to interchange between 'and' and 'or', you're giving too much power to the courts. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 88, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSTRUCTION OF LAWS," passed Third Reading by a vote of 37 ayes to 6 noes, with Representatives Fale, McDermott, Oshiro, Say, Thielen and Ward voting no, and with Representatives Belatti, Carroll, Coffman, Hanohano, Har, Ichiyama, Kawakami and Nishimoto being excused.

At 2:46 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 88, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 27) and concurrent resolution (H.C.R. No. 45) were referred to Printing and further action was deferred:

H.R. No. 27, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION AND THE CITY AND COUNTY OF HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES TO DEVELOP A PROCEDURE FOR SETTLING AND RESOLVING DISPUTES REGARDING OWNERSHIP AND RESPONSIBILITY FOR MAINTENANCE AND THE IMPROVEMENT OF ROADWAYS," was jointly offered by Representatives Takai and Johanson.

H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION AND THE CITY AND COUNTY OF HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES TO DEVELOP A PROCEDURE FOR SETTLING AND RESOLVING DISPUTES REGARDING OWNERSHIP AND RESPONSIBILITY FOR MAINTENANCE AND THE IMPROVEMENT OF ROADWAYS," was jointly offered by Representatives Takai and Johanson.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
299	Committee on Finance
1022, HD1	Committee on Human Services, then to the Committee on Judiciary
1443	Committee on Finance

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 9:00 o'clock p.m. this legislative day for the purpose of receiving Standing Committee Reports and House Bills transmitted thereby, seconded by Representative Fukumoto and carried. (Representatives Belatti, Carroll, Coffman, Hanohano, Har, Ichiyama, Kawakami and Nishimoto were excused.)

At 2:48 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:50 o'clock p.m.

RECESS

At 2:51 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 12:00 o'clock noon, Tuesday, February 19, 2013. (Representatives Carroll, Coffman, Hanohano, Har, Ichiyama, Kawakami and Nishimoto were excused.)

SUPPLEMENTAL CALENDAR #2

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 592 through 605), were received by the Clerk prior to 9:00 o'clock p.m. this legislative day, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies were made available to the Members of the House, and the following action was taken:

Stand. Com. Rep. No. 592 (FIN) and H.B. No. 514, 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 February 19, 2013.

Stand. Com. Rep. No. 593 (FIN) and H.B. No. 518, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 594 (FIN) and H.B. No. 519, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 595 (FIN) and H.B. No. 762, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 596 (FIN) and H.B. No. 922, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 597 (FIN) and H.B. No. 924, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 598 (FIN) and H.B. No. 928, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," were placed on the calendar for Third Reading on February 19, 2013.

Stand. Com. Rep. No. 599 (FIN) and H.B. No. 353, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 600 (FIN) and H.B. No. 430, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 601 (FIN) and H.B. No. 504, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 602 (FIN) and H.B. No. 506, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 603 (VMI) and H.B. No. 293, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE MICROBE," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 604 (VMI) and H.B. No. 1282, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY SERVICE," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

Stand. Com. Rep. No. 605 (VMI) and H.B. No. 1203, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," were placed on the calendar and scheduled for action on February 19, 2013 to pass Second Reading and to be subsequently placed on the calendar for Third Reading.

ADJOURNMENT

At 9:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon, Tuesday, February 19, 2013.

TWENTY-FIRST DAY

Tuesday, February 19, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:03 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Ken Ito, after which the Roll was called showing all Members present with the exception of Representative Belatti, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twentieth 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. 404, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," which passed Third Reading in the Senate on February 15, 2013.

Sen. Com. No. 25, transmitting S.B. No. 507, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," which passed Third Reading in the Senate on February 15, 2013.

Sen. Com. No. 26, transmitting S.B. No. 531, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WARNING SIGNS," which passed Third Reading in the Senate on February 15, 2013.

Sen. Com. No. 27, transmitting S.B. No. 886, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES," which passed Third Reading in the Senate on February 15, 2013.

Sen. Com. No. 28, transmitting S.B. No. 913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," which passed Third Reading in the Senate on February 15, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred:

S.B. No. 404
S.B. No. 507, SD 1
S.B. No. 531, SD 1
S.B. No. 886
S.B. No. 913, SD 1

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Kaʻōnohikalā.
Kaʻōnohikalā – The golden rays of the sunrise and sunset.
Five words: *Ka* – the, *Ōnohi* – center, *O* – of, *Ka* – the, *La* – day.
The center of the day from a native indigenous lens are the sunrise – start of the day, and the sunset – ending of the day.
ʻO Kaʻōnohikalā, ʻoia nō ka hoʻohana keʻena mai ke keʻena luna makaʻainana ʻo Hanohano wahine.
Kaʻōnohikalā is the Office Manager for Representative Hanohano.
Mahalo Nui."

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar.

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587) recommending that H.B. No. 435, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 435, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588) recommending that H.B. No. 750, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 750, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ISLAND TECHNOLOGY EXCHANGE INSTITUTE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589) recommending that H.B. No. 879, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 879, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590) recommending that H.B. No. 880, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 880, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 591) recommending that H.B. No. 918, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 918, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 592) recommending that H.B. No. 514, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 514, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 593) recommending that H.B. No. 518, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 518, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 594) recommending that H.B. No. 519, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 519, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 595) recommending that H.B. No. 762, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 762, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 596) recommending that H.B. No. 922, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 922, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 597) recommending that H.B. No. 924, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 924, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 598) recommending that H.B. No. 928, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 928, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," passed Third Reading by a vote of 51 ayes.

At 12:11 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:11 o'clock p.m.

At 12:12 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 435, HD 1
H.B. No. 750, HD 2
H.B. No. 879, HD 2
H.B. No. 880, HD 2
H.B. No. 918, HD 1
H.B. No. 514, HD 2
H.B. No. 518, HD 2
H.B. No. 519, HD 1
H.B. No. 762, HD 2
H.B. No. 922, HD 2
H.B. No. 924, HD 1
H.B. No. 928, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 599) recommending that H.B. No. 353, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 353, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 600) recommending that H.B. No. 430, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 601) recommending that H.B. No. 504, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 504, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 602) recommending that H.B. No. 506, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 506, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was placed on the calendar for Third Reading.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 603) recommending that H.B. No. 293, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 293, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 293, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE MICROBE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 604) recommending that H.B. No. 1282, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY SERVICE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 605) recommending that H.B. No. 1203, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," passed Second Reading and was placed on the calendar for Third Reading.

At 12:13 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:15 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 606) recommending that H.B. No. 431 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 431, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 607) recommending that H.B. No. 432 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 432, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 608) recommending that H.B. No. 433 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 433, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 609) recommending that H.B. No. 434 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 434, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 610) recommending that H.B. No. 816 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 816, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 611) recommending that H.B. No. 820 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 820, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 612) recommending that H.B. No. 822 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 822, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 613) recommending that H.B. No. 1162 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1162, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 614) recommending that H.B. No. 1163 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1163, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 615) recommending that H.B. No. 1164 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1164, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 616) recommending that H.B. No. 1168 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1168, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 617) recommending that H.B. No. 1169 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1169, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 618) recommending that H.B. No. 1170 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1170, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 619) recommending that H.B. No. 1171 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1171, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 620) recommending that H.B. No. 521 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 521, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 621) recommending that H.B. No. 868 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 868, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 622) recommending that H.B. No. 964, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 964, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I stand with reservations because this is going to deal another blow against our floundering, already almost dying, high tech industry. This is the exemption of the GE Tax for those high tech companies that get defense contract and other types of federal monies, generally SBIR grants, etc.

"It's going to bring in a lot of money from the mainland. Basically, it's the $20 million that this is going to get, is going to be mainland contractors. So there's obviously a State benefit, but there's also that very small high tech industry that we're going to be pushing aside, and because of that I have some reservations.

"This is basically a tax increase for our high tech industry, which heretofore we've been giving tax credits, etc. So I hope it's not getting even with them, but giving them a chance to grow in the 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. 964, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTION FOR CERTAIN SCIENTIFIC CONTRACTS WITH THE UNITED STATES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 623) recommending that H.B. No. 983, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 983, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Rhoads voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 624) recommending that H.B. No. 917 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 917, entitled: "A BILL FOR AN ACT RELATING TO WAGES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 625) recommending that H.B. No. 919 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 919, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 626) recommending that H.B. No. 921 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 921, entitled: "A BILL FOR AN ACT RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 627) recommending that H.B. No. 925 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 925, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 628) recommending that H.B. No. 926 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 926, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 629) recommending that H.B. No. 927 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 927, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 630) recommending that H.B. No. 929 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 929,

entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT," passed Third Reading by a vote of 51 ayes.

At 12:20 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 431
H.B. No. 432
H.B. No. 433
H.B. No. 434
H.B. No. 816
H.B. No. 820
H.B. No. 822
H.B. No. 1162
H.B. No. 1163
H.B. No. 1164
H.B. No. 1168
H.B. No. 1169
H.B. No. 1170
H.B. No. 1171
H.B. No. 521
H.B. No. 868
H.B. No. 964, HD 1
H.B. No. 983, HD 1
H.B. No. 917
H.B. No. 919
H.B. No. 921
H.B. No. 925
H.B. No. 926
H.B. No. 927
H.B. No. 929

THIRD READING

H.B. No. 897:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 897, entitled: "A BILL FOR AN ACT RELATING TO FOOD ESTABLISHMENTS," passed Third Reading by a vote of 51 ayes.

H.B. No. 51:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 51, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Third Reading by a vote of 51 ayes.

H.B. No. 1207, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 51 ayes.

H.B. No. 389, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 389, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed Third Reading by a vote of 51 ayes.

H.B. No. 425, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 425, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFERS IN COMPROMISE," passed Third Reading by a vote of 51 ayes.

H.B. No. 800, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 800, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

At 12:21 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 897
H.B. No. 51
H.B. No. 1207, HD 1
H.B. No. 389, HD 1
H.B. No. 425, HD 1
H.B. No. 800, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 28 and 29) and concurrent resolution (H.C.R. No. 46) were referred to Printing and further action was deferred:

H.R. No. 28, entitled: "HOUSE RESOLUTION URGING THE CHIEFS OF POLICE OF THE RESPECTIVE COUNTIES TO CONSIDER MILITARY SERVICE RECORDS AS EVIDENCE TO DEMONSTRATE THE COMPLETION OF A FIREARMS TRAINING COURSE TO MEET PERMITTING REQUIREMENTS," was offered by Representative Tsuji, by request.

H.R. No. 29, entitled: "HOUSE RESOLUTION CONCERNING PERMISSION OF RAFFLES AS A MEANS OF FUNDRAISING FOR CHARITABLE ORGANIZATIONS," was offered by Representative Tsuji, by request.

H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LANIKAI, KOOLAOPOKO, OAHU, FOR SEAWALL AND REVETMENT PURPOSES," was offered by Representative Lee.

ANNOUNCEMENTS

Representative Hanohano: "I'm asking for a waiver for an informational briefing scheduled for Wednesday, tomorrow, February 20th, 10:00, Room 325 at the State Capitol. This is about game management, hunting access and opportunities for the public. The informational briefing will be given by DLNR staff. *Mahalo*," and the Chair "so ordered."

Representative Onishi: "Mr. Speaker, I'd like to report and thank all the Members of the House for their participation in our recent Valentine's Day fundraiser that was done by myself and Representative Woodson. I'd like to happily report that we raised $445.75 for the Hawaii Food Basket and the Maui Food Bank. Thank you, Members."

ADJOURNMENT

At 12:23 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 20, 2013.

TWENTY-SECOND DAY

Wednesday, February 20, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:04 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Kainoa K. Kaumeheiwa-Rego of House Minority Research Office, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1101) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1101, informing the House that on February 14, 2013, the following bill was signed into law:

H.B. No. 26, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION." (ACT 001)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 29 through 33) were received and announced by the Clerk:

Sen. Com. No. 29, transmitting S.B. No. 707, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on February 19, 2013.

Sen. Com. No. 30, transmitting S.B. No. 870, SD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS," which passed Third Reading in the Senate on February 19, 2013.

Sen. Com. No. 31, transmitting S.B. No. 890, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," which passed Third Reading in the Senate on February 19, 2013.

Sen. Com. No. 32, transmitting S.B. No. 1000, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," which passed Third Reading in the Senate on February 19, 2013.

Sen. Com. No. 33, transmitting S.B. No. 1016, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS," which passed Third Reading in the Senate on February 19, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred:

S.B. No. 707, SD 2
S.B. No. 870, SD 1
S.B. No. 890, SD 1
S.B. No. 1000, SD 1
S.B. No. 1016, SD 1

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Hoʻomaha.
Hoʻomaha – rest.
E hoʻomaha kākou i kala ʻapōpō. Let's rest tomorrow.
Mahalo."

At 12:11 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:11 o'clock p.m.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 31) was announced by the Clerk and the following action taken:

H.R. No. 31, entitled: "HOUSE RESOLUTION CONGRATULATING THE HONOLULU CHINESE JAYCEES ON THE OCCASION OF ITS 60TH ANNIVERSARY," was offered by Representative Nakashima.

Representative Nakashima moved that H.R. No. 31 be adopted, seconded by Representative Onishi.

Representative Nakashima recognized the Honolulu Chinese Jaycees, past recipients of the Harold A. Marks Award, as an organization of boundless opportunity for young adults to improve their professional skills and assist their community, and congratulated them on their 60th anniversary.

Representative Onishi introduced the honorees seated on the Floor of the House:

Mr. Patrick Taw, incoming President, 2013;
Ms. Krystal Wu, current President, 2012;
Mr. Ryan Ng, past President;
Mr. Christopher Loo, incoming Vice President; and
Mr. Ryan Hew, incoming Treasurer.

Representative Onishi then recognized guests seated in the gallery:

Members of the Honolulu Chinese Jaycees: Uyen Vong, John Cummings, Yvette Lee, Ana Che, Lily Fung, Gerald Chung, Rae Ann Okunami, Kristine Duong, Jeewa Ching, Eddie Kam, Rena Hwang, Karen Lee Sur and Kalene Sakamoto.

Member of the Honolulu Japanese Junior Chamber: Nathan Gyotaku.

Representative Rhoads thanked the Honolulu Chinese Jaycees for all they do for Chinatown, and congratulated them on their 60th anniversary.

Representative Ward noted the importance of the Honolulu Chinese Jaycees with the increase in visitors to Hawaii from China, and wished them luck in the future.

The motion was put to vote by the Chair and carried, and H.R. No. 31 was adopted.

At 12:19 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 631) recommending that H.B. No. 524 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 524, entitled: "A BILL FOR AN ACT RELATING TO THE HONOR AND REMEMBER FLAG," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 632) recommending that H.B. No. 489, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 489, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 633) recommending that H.B. No. 763, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 763, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker, just a ruling on a potential conflict. My son is the president of the Building Industry Association. Thank you," and the Chair ruled, "no conflict."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 763, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Second Reading and was placed on the calendar for Third Reading.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar.

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 634) recommending that H.B. No. 932, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 932, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I rise in opposition to the measure. Mr. Speaker, this is rather esoteric, hard to understand, but I think I've finally seen the light underneath the surface here.

"This bill is about wrapping geothermal into Chapter 182, which basically says, if you find gold under your backyard, it belongs to the State. If you find oil in your backyard, it belongs to the State. And this is an attempt to bring geothermal into the resources and the minerals of the State.

"The problem I have with it, other than believing that your backyard, your castle and those resources are your own, is that this is going to increase probably the taxes, fees, and heretofore the cost of cheap electricity by geothermal to make it more expensive. Mr. Speaker, we need this source of geothermal to be as least expensive as possible and right now geothermal energy is the least expensive. But if we wrap it around this category in Chapter 182, it's going to make it be regulated, taxed, fee'd, etc., like any other resource.

"The difficulty of this bill, you can see if we were in Texas or Alaska or even California when the Forty-Niners had the gold rush. When they said, 'well wait, you can't have that gold, it belongs to the state.' In effect what we're doing now with geothermal saying, 'if you've got geothermal on your land, it's not yours, just like all the other resources.'

"For those reasons, Mr. Speaker, and I would gladly yield to anyone who can say that this is not what it is in the interpretation, because it's not really apparent what they're up to. But the way I read it and the way that some of us see it, it probably is not a good move for the future. So I hope somebody can rebut what I've just said. 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. 932, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINERAL RESOURCES," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Ward voting no.

At 12:31 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 932, HD 1

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 635), recommending that H.C.R. No. 5 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.C.R. No. 5 be referred to the Committee on Finance, seconded by Representative Awana.

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

"Mr. Speaker, I'd like to request a ruling on a potential conflict of interest. My family owns Kuleana Lands. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 5, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING KULEANA LANDS AS HISTORICAL LANDS AND URGING THE COUNTIES TO SUPPORT EFFORTS TO PROMOTE CONTINUED ANCESTRAL OWNERSHIP OF KULEANA LANDS," was referred to the Committee on Finance.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 636), recommending that H.C.R. No. 25 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 25 be referred to the Committee on Finance, seconded by Representative Awana.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," was referred to the Committee on Finance, with Representatives Hanohano and Jordan voting no.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 637) recommending that H.C.R. No. 14 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 14 be adopted, seconded by Representative Awana.

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

"*Ke ku nei au me ke kako'o loa make ia pila*. I stand in strong support of this measure. This bill corrects the Native Hawaiian's lifestyle and also their health issues, because this is having food for the table. *Mahalo*."

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

"Mr. Speaker, in strong support. This measure, for indigenous peoples, is very important. Especially those of Polynesia and the Pacific Islands, because it allows an opportunity for people to reconnect with a lot of the heritage which is connected with the sea turtle. I think this will go a long way in helping to reconnect Hawaiian people, especially with the culture associated with the turtle, and will help preserve Hawaiian culture, Mr. Speaker."

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

"Mr. Speaker, thank you. In strong support. Very briefly, first of all, I want to thank the Chair of Ocean, Marine Resources, & Hawaiian Affairs for getting this measure out. As the former Vice Chair of Water, Land, & Ocean Resources, we had tried for many years to get this out, and so I want to commend her for moving out such an important resolution.

"In addition, Mr. Speaker, may I request permission to enter written comments into the Journal? Thank you."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in strong support of H.C.R. 14, relating to the Hawaiian green sea turtle.

"I support H.C.R. 14 because I believe that the Hawaiian green sea turtle, or *honu*, should be recognized as a discrete population segment (DPS), separate from that of the endangered green sea turtle. Studies have shown the resurgence of the Hawaiian green sea turtle population and have deemed it a species of 'Least Concern.' As a result, it no longer requires the protection of Endangered Species Act. If the Hawaiian green sea turtle is categorized as a DPS, it would allow Hawaii to create a management system particular to the *honu* which may further benefit the species. For these reasons, I stand in strong support. Thank you."

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

"Mr. Speaker, thank you. With respect to the Chair, I rise in opposition. And just a note that, the current breeding population is still at less than 20% of what constitutes a stable breeding population, and we may be premature at this time. Thank you."

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

Representative Hanohano rose to respond, stating:

"Just a slight rebuttal. They're talking about the premature recovery of the *honu*, which is a misconception, because we do have a lot of imbalances within the ocean, primarily because we have a lot of turtles. Now the turtles are swimming up into the rivers and eating all the foliage there because they do not have any food in the ocean and they have to compete with everybody else for their food. So it's been creating a lot of imbalances, and to me we need to manage it, and this is where this bill is going.

"It's a management plan. It is not to take all, and for indigenous people to eat all the turtle. This is more of putting things back into perspective of how things should have been.

"Because we do a lot of federal mandate types of laws and that upsets our ecosystem. So our ecosystem right now is being upset because of these laws. So in order to put it back in perspective, from an indigenous point of view, we need to manage it, and also part of the management is to capture and also to provide food for our tables. *Mahalo*."

Representative Awana rose in support of the measure and asked that the remarks of Representative Hanohano be entered into the Journal as her own, and that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I stand in support. Although the Hawaiian green sea turtles will be delisted, this will by no means lead to the automatic harvesting of this important species. Monitoring will continue to ensure that the population increases. Thank you, Mr. Speaker."

Representative Cabanilla rose in support of the measure and asked that the remarks of Representative Hanohano be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in support of the measure and asked that the remarks of Representative Hanohano be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

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

"Mr. Speaker, in strong support. May the words of the Representative from Puna be recorded as my own? Thank you very much," and the Chair "so ordered." (By reference only.)

Representative Har rose in support of the measure and asked that the remarks of Representative Hanohano be entered into the Journal as her 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.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES TO RECOGNIZE THE RECOVERY OF HAWAIIAN GREEN SEA TURTLES AND BEGIN ACTIVE MANAGEMENT OF THIS IMPORTANT SPECIES," was adopted, with Representatives Lee, Lowen and Wooley voting no.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 30) and concurrent resolutions (H.C.R. Nos. 47 and 48) were referred to Printing and further action was deferred:

H.R. No. 30, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was jointly offered by Representatives Tsuji, Coffman, Evans, Hanohano, Ichiyama, Lowen, Nakashima, Onishi and Choy.

H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was offered by Representative Tsuji.

H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was jointly offered by Representatives Tsuji, Coffman, Evans, Hanohano, Ichiyama, Lowen, Nakashima, Onishi and Choy.

ANNOUNCEMENTS

Representative Nakashima: "Thank you, Mr. Speaker. I'd like to invite all Members to join us for a reception with the Honolulu Chinese Jaycees in Room 329 upstairs immediately following Session. Thank you."

Representative Ward: "And after they do that, Mr. Speaker, they are invited to the fellowship luncheon in Room 437. Thank you."

Speaker Souki: "The House will be in recess from Thursday, February 21st through Wednesday, February 27th."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
24	Committee on Housing, then to the Committee on Water & Land
26	Committee on Economic Development & Business, then to the Committee on Finance
27	Committee on Transportation, then to the Committee on Finance
28	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Public Safety
29	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
30	Committee on Higher Education, then to the Committee on Finance

H.C.R. Nos.	Referred to:
43	Committee on Housing, then to the Committee on Water & Land
44	Committee on Economic Development & Business, then to the Committee on Finance
45	Committee on Transportation, then to the Committee on Finance
46	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land
47	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
48	Committee on Higher Education, then to the Committee on Finance

S.B. Nos.	Referred to:
44, SD1	Committee on Public Safety, then to the Committee on Health
48	Committee on Education, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Economic Development & Business
54, SD1	Committee on Human Services
198	Committee on Health, then to the Committee on Consumer Protection & Commerce
306, SD1	Committee on Human Services, then to the Committee on Finance
319	Jointly to the Committee on Energy & Environmental Protection and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce
328, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
404	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Public Safety, then to the Committee on Finance
423	Committee on Health, then to the Committee on Consumer Protection & Commerce
454, SD1	Committee on Energy & Environmental Protection, then to the Committee on Water & Land
507, SD1	Committee on Housing, then to the Committee on Consumer Protection & Commerce
531, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
839	Committee on Public Safety
886	Committee on Judiciary, then to the Committee on Finance
913, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
1001	Committee on Economic Development & Business, then to the Committee on Finance
1014, SD1	Committee on Public Safety, then to the Committee on Judiciary

1015, SD1	Committee on Public Safety, then to the Committee on Judiciary
1075	Committee on Health, then to the Committee on Consumer Protection & Commerce
1079	Committee on Health, then to the Committee on Consumer Protection & Commerce
1116, SD1	Committee on Housing, then to the Committee on Finance
1230	Jointly to the Committee on Transportation and the Committee on Labor & Public Employment, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. No.	**Re-referred to:**
72	Committee on Judiciary

H.C.R. No.	**Re-referred to:**
26	Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:40 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, February 28, 2013.

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"February 20, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bill, a copy of which is attached hereto:

S.B. No. 886
"PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES."

Respectfully,
/s/ Carol Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

TWENTY-THIRD DAY

Thursday, February 28, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Jo Jordan, after which the Roll was called showing all Members present with the exception of Representatives Coffman and McDermott, who were excused.

At this time, Representative Nishimoto, for the Committee on Finance, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures today, February 28, at 2:00 o'clock p.m. in Conference Room 308, and the Chair "so ordered."

H.B. No. 20, Making an Appropriation for State Lifeguards;
H.B. No. 481, Relating to Agricultural Land Use;
H.B. No. 482, Relating to Agriculture;
H.B. No. 776, Relating to Government Tort Liability;
H.B. No. 793, Relating to Notaries Public;
H.B. No. 892, Relating to Funding for Parking for Disabled Persons;
H.B. No. 1257, Relating to Taxation; and
H.B. No. 1443, Relating to the Hawaii Hurricane Relief Fund.

"The Committee will also be doing decision-making on several measures:

H.B. No. 385, previously heard on Thursday, February 21st;
H.B. No. 487, previously heard on Monday, February 25th;
H.B. No. 1328, previously heard on Monday, February 25th;
H.B. No. 856, previously heard on Monday, February 25th; and
H.B. No. 497, previously heard on Friday, February 22nd."

At 12:16 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:16 o'clock p.m.

At 12:17 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:17 o'clock p.m.

Representative Nishimoto: "Thank you, Mr. Speaker. I was remiss in not stating the reason for why we are requesting the waiver. These are bills requested by Members and also the Attorney General."

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth and Sixteenth Days were approved. (Representatives Coffman and McDermott were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 227 through 234) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 227, dated January 16, 2013, transmitting the Findings and Recommendations from the "Roads In Limbo" Working Group, prepared by the Department of Transportation pursuant to S.C.R. No. 49, S.D. 1, H.D. 1 (2012).

Gov. Msg. No. 228, dated January 30, 2013, transmitting the 2012 Annual Report of the Department of Business, Economic Development and Tourism, pursuant to Section 201-10, HRS, and Act 100, SLH 1999.

Gov. Msg. No. 229, dated February 12, 2013, transmitting the Office of Information Management and Technology Procurement Report as of January 31, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 230, dated February 13, 2013, transmitting the Basic Health Program Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 254, SLH 2012.

Gov. Msg. No. 231, dated February 13, 2013, transmitting the FY 2011-2012 Annual Report of the Office of Planning, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 205A-3(10), HRS.

Gov. Msg. No. 232, dated February 14, 2013, transmitting the 2012 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General.

Gov. Msg. No. 233, dated February 19, 2013, transmitting the Report to Conduct a Study on the Efficacy of Combining State Government Health Policy, Planning, and Purchasing in a Single Agency in Order to Advance Transformation of Hawaii's Healthcare System and Universal Access to Care, prepared by the Office of the Governor pursuant to H.C.R. No. 32, H.D. 1 (2012).

Gov. Msg. No. 234, dated February 19, 2013, transmitting the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2012, prepared by the Department of Accounting and General Services pursuant to Section 40-5, HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 34) was received and announced by the Clerk:

Sen. Com. No. 34, transmitting S.B. No. 880, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCE OF IMPRISONMENT FOR SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF TWELVE YEARS," which passed Third Reading in the Senate on February 20, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Coffman and McDermott were excused.)

S.B. No. 880, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 87 through 90) were received by the Clerk and were placed on file:

Dept. Com. No. 87, from the University of Hawai'i, dated February 7, 2013, transmitting the Report Requesting a Review of the State's Funding for Existing English as a Second Language Instruction and Activities and Hawai'i Language Programs Offered in Hawai'i and Any Disparities in Funding for the State's Two Official Languages, pursuant to S.C.R. No. 87, S.D. 1 (2012).

Dept. Com. No. 88, from the University of Hawai'i, dated February 13, 2013, transmitting the Annual Report on University of Hawai'i Special and Revolving Funds FYE2012, pursuant to Sections 304A-106, 304A-2007, and 304A-2273, HRS; and Act 106, Section 132.2, SLH 2012.

Dept. Com. No. 89, from the Office of the Auditor, dated February 19, 2013, transmitting its 2012 Annual Report, pursuant to Section 23-9, HRS.

Dept. Com. No. 90, from the University of Hawai'i, dated February 19, 2013, transmitting the Annual Report on Operations of the Hawai'i Research Center for Future Studies, pursuant to Sections 304A-3253, HRS.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua ʻŌlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo hoʻomalu ʻōlelo,*
Ka hua ʻōlelo o ka lā – Mihi.
Mihi – apology.
ʻO kuʻu leo mihi hoʻi kēia e noi haʻahaʻa nei iā ʻoukou i ka huikala mai iaʻu.

"Today's word is *mihi*, which means to apologize. And I humbly apologize to all of you who may have been offended by sentiments expressed that were taken into the news media. I realize that as public elected officials, we all come to the table and *kukakuka* about the issues that matter most to our communities. Sometimes we agree, sometimes we don't. However, let me reaffirm my commitment to all of you that I shall serve my people and the people of the State of Hawaii, and to the best of my ability, integrity and for the honor of my *kupuna*.

"*Ka hua ʻōlelo o ka lā – Mihi*, apologize."

INTRODUCTIONS

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

Representative Cabanilla introduced her constituent, friend and colleague from the National Guard, Captain Richard Hargrave.

Representative Ichiyama introduced 4th grade students from Salt Lake Elementary; Teachers, Ms. Donna Shigezawa, Ms. Shari Higashi, Ms. Catrina Naroa, Mr. David Harauchi and Ms. Lynn Hartnett; Educational Assistant, Mr. David Yoffee; and Parents, Ms. Suzette Adversalo and Mr. Dexter Do.

Representative Takai introduced Uncle Joe Tassill; professional ballroom dancers from New York, Mr. and Mrs. George and Roscel Garcia; and his parents, Erik and Naomi Takai.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 46) was announced by the Clerk and the following action taken:

H.R. No. 46, entitled: "HOUSE RESOLUTION COMMENDING THE CIVIL AIR PATROL FOR ITS UNWAVERING COMMITMENT TO FAITHFULLY AND HONORABLY SERVE THE PEOPLE OF THE STATE OF HAWAII," was jointly offered by Representatives Evans and Takai.

Representative Evans moved that H.R. No. 46 be adopted, seconded by Representative Takai.

Representative Evans recognized and honored members of the Hawaii Wing of the Civil Air Patrol, whose motto S*emper Vigilans*, 'Always Vigilant', is significant in ensuring the safety of residents of Hawaii during emergencies and in conducting search and rescue missions, and thanked them for their years of dedication and service.

Representative Takai congratulated and thanked the Civil Air Patrol, and introduced honorees seated on the Floor of the House:

Colonel Stanley Fernandez, Director, Government Affairs, Hawaii Wing, Civil Air Patrol;
Colonel John Henry Felix, Former Wing Commander, Hawaii Wing, Civil Air Patrol, Squadron Commander Maryknoll High School;
Lt. Colonel Ronald Baird, Kona Composite Squadron, Hawaii Wing, Civil Air Patrol;
Colonel Herbert Kaneshige, Hawaii Wing, Civil Air Patrol; and
Captain Richard Hargrave, Honolulu Flight, Hawaii Wing, Civil Air Patrol.

Representative Takai then recognized guests seated in the gallery:

Cadet Sr. Master Sgt. Josh Myrick, Kona Composite Squadron, Hawaii Wing, Civil Air Patrol;
Major Jim Helfenbein, Kona Composite Squadron, Hawaii Wing, Civil Air Patrol;
Captain Susan Turner, Public Affairs, Hawaii Wing, Civil Air Patrol; and
1st Lieutenant Lisa Myrick, Squadron Commander, Kona Composite Squadron, Hawaii Wing, Civil Air Patrol.

Representative Yamane, as a volunteer of the Civil Air Patrol, highlighted the Cadet Program and its benefits to our youth.

Representative Ward commended and thanked the volunteers of the Civil Air Patrol for all the time they donate to Hawaii.

Representative Ito, as an Air Force Veteran and a proud member and officer of the Civil Air Patrol, recognized the Civil Air Patrol for all their years of service to the people of Hawaii and the nation.

Representative Cabanilla thanked the Civil Air Patrol for all the work they do for the youth of Hawaii.

The motion was put to vote by the Chair and carried, and H.R. No. 46 was adopted, with Representatives Coffman, Kobayashi and McDermott being excused.

At 12:33 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:40 o'clock p.m.

At 12:41 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:41 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Coffman, Hanohano and McDermott were excused.)

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 638) recommending that H.B. No. 740 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 740, entitled: "A BILL FOR AN ACT RELATING TO OPEN CONTAINERS OF INTOXICATING LIQUORS IN PUBLIC HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 639) recommending that H.B. No. 788 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 788, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 640) recommending that H.B. No. 1089, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1089, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 641) recommending that H.B. No. 998 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 998, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 642) recommending that H.B. No. 560, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 560, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 643) recommending that H.B. No. 1339, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1339, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 644) recommending that H.B. No. 551, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 551, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 645) recommending that H.B. No. 503, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 503, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Ruling on a potential conflict. My family owns a farm. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request. My family also operates a farm," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 503, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Choy voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 646) recommending that H.B. No. 478, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 478, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 647) recommending that H.B. No. 673, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 673, HD 2 pass Third Reading, seconded by Representative Awana.

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

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

"Ruling on a potential conflict," and the Chair ruled, "no conflict."

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

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

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

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

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

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

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 673, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 648) recommending that H.B. No. 747, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 747, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Choy voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 649) recommending that H.B. No. 1365 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1365, entitled: "A BILL FOR AN ACT RELATING TO URBAN AGRICULTURE," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 650) recommending that H.B. No. 643, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 643, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH GANGS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 651) recommending that H.B. No. 986, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 986, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm adopting a child that comes from the foster care program. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 986, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 652) recommending that H.B. No. 266, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 266, HD 1 pass Third Reading, seconded by Representative Awana.

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

"In strong support, Mr. Speaker, and I would like to get permission to insert comments into the Journal. Thank you."

Representative Cabanilla's written remarks are as follows:

"Mr. Speaker I rise in support of HB 266 HD1.

"Thank you for the opportunity to support House Bill (H.B.) 266, House Draft (HD) 1. The purpose of this bill is to establish a language access resource center and a multilingual website in the Office of Language Access. As I represent immigrants of all colors and ethnic groups, I have been very supportive of any opportunity that would promote and enhance language access in the State of Hawaii.

"I believe that establishing a language access resource center will not only lead to the growth and development of a badly-needed pool of qualified interpreters in the State but will also address the interpreter needs of State and state-funded agencies and Hawaii's more than 151,000 limited English proficient (LEP) population in general.

"We badly need a multilingual website that will enable limited English proficient LEP individuals to access electronically information about government services and programs and in their own language.

"These proposals will lead to better customer service, promote equal access, and bring about greater participation by the LEP population in government services and programs. I strongly urge my colleague to pass this worthy bill."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 266, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 653) recommending that H.B. No. 358, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 654) recommending that H.B. No. 152, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 152, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Kawakami 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 of interest. Our family owns a small business that may be impacted," and the Chair ruled, "no conflict."

Representative Kawakami continued to speak in support of the measure with reservations, stating:

"Please note my reservations, Mr. Speaker. I'm just concerned about the potential cost that this could impose on businesses. I would also like to note that the Director and Insurance Commissioner can already implement the increase. Thank you."

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

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

"Thank you, Mr. Speaker. In support with reservations, and just some brief comments. My concern with the measure is, and I totally support the underlying measure, given that most other states have the workman's comp rate set at 140 and this would still have it 10% below others.

"My main concern is that there's been no decoupling between this and the no-fault auto insurance rates, which other states have statutorily done. And if we don't look at this as the measure moves forward, it could have an unintended effect of an immediate increase in everybody's auto insurance premiums and exasperate uninsured drivers.

"So I'd just like to note it just for the record, so as we move forward on this important measure, we can perhaps discuss this more. Thank you."

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

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

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

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

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives McKelvey and Kawakami be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

"May I have a ruling on a potential conflict, since everyone else who is in small business has stood up. Thank you very much," and the Chair ruled, "no conflict."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 152, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 655) recommending that H.B. No. 269, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 269, HD 1 pass Third Reading, seconded by Representative Awana.

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

"Mr. Speaker, I rise in support with reservations. Very briefly, I very much support the intent of the bill of having public officials actually representing the community that they live in. Of particular concern though, is with young people who are born and raised in a district that move away to get educated, won't be allowed to return home and decide to run for public office.

"And more generally, any time we consider restricting the right of anybody in the public to run for office, we need to be very provident and conscientious."

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

"Thank you, Mr. Speaker. I rise in opposition and if I could adopt the words of the previous speaker. I understand the intent of this measure is so that the people who run for office come from the districts that they represent. But I can imagine a hypothetical situation where, let's say, somebody from the neighbor islands comes to Honolulu to be educated, let's say to become a doctor at the medical school, or moves to Honolulu to attend the law school. And while they're living here, they change their voter registration so that they can vote for the person where they're living, here in Honolulu.

"However, they may return home and wish to run for office, and this bill would prevent them from doing so. And I think it unfairly would prohibit especially young people from running for office, and that's why I'm in opposition. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. A no vote and I'd like to ask that the words of the speaker from Red Hill be inserted into the Journal as if they were my own, although I'm an old person," and the Chair "so ordered." (By reference only.)

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

"Thank you very much, Mr. Speaker. In opposition, with just a couple of comments. Rather than belabor the point. I know the intent of this. The intent of this is to prevent someone who's totally unfamiliar with a district, moving in very recently and running for office. But for every person that this precludes from running for office, you're actually hurting another person, who for example was born and raised in that district for 30 or 40 years, for example, and then for whatever reason, whatever circumstances, did not live in that district in the previous year or so. That person now cannot file to run.

"In my book the best test as to whether or not voters, and they're sharp enough to discern the difference. Voters can make up their minds, and it's called elections. If they feel residency, long term residency, is an issue, they will not vote for you. If they feel you bring to the table other attributes that they feel represents their values, they will vote for you. Essentially what this does is, we're kind of making up the minds for voters. Thank you, Mr. Speaker."

Representative Ito rose in opposition to the measure and asked that the remarks of Representatives Takumi and Ichiyama be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Takumi be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representative Ichiyama be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. I rise in opposition and would like to say a few words. Thank you. I don't want to limit someone to put their name in if they want to run. There already are requirements to be a US citizen. I think the test will come with the voters, if they want to vote for that person or not. So, I just don't see that this is a good policy to move forward. Thank you."

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

"Mr. Speaker, with reservations and brief comments. Mr. Speaker, my difficulty with the bill here is that it's not clear, that it implies physical residency. But definitionally residency, even if you've gone off to the mainland, as indicated by our Member from Maui, you don't lose your residency unless you register to vote in another state's election. So actually by the statute and the strict interpretation, you don't lose your residency because where you were before you went is considered your residence.

"This bill is 'loosey goosey' because it doesn't say 'physical residence' versus 'residency in the State of Hawaii' and I think that needs to be clarified. But I think the legal definition of residency has always been rather interpretative with intention and motivation, etc., to establish residency, and I think that language needs to be clarified. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. I'm standing in support of this measure. And the reason why I support it is that the first time I ran for office, there were about five of us who are bona fide residents of the district that would like to represent our people, until somebody from outside came in that was well-funded and had a bigger name and took that opportunity from all of us. So, I stand in strong support of this bill. Thank you, Mr. Speaker."

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

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

"Thank you, Mr. Speaker. With reservations and just a brief comment, if I may. First, I would like to adopt the words of the Chair of Education as if they were my own. And also I just would like to say that, Mr. Speaker, this is for the very same reasons that I am opposed to term limits and other things, which was so well articulated as the choices aren't being made by the voters anymore.

"The voters are really *akamai*, Mr. Speaker. They can see through anything and they're the ones who are the ultimate judges of who is best to represent them. Thank you very much."

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

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

"Mr. Speaker, in support. First, I would just say that we're talking about a 12-month residency requirement in the district, which isn't very long. And I think for those who were out of town for whatever reason. Students, if you go to the mainland to go to school it doesn't necessarily mean you move your residency.

"But a minimum level of knowledge about the district I think is a good thing when you run for office. And I'll also just point out this is a con-am, so people will have to support the idea. Voters will actually have to support the idea before it becomes law. *Mahalo*."

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

"Mr. Speaker, I rise in opposition to this measure. I wasn't going to stand, but I think the words of the Chair of Education kind of prompted me. And in fact to some degree I almost feel like I need to ask for a ruling on a potential conflict, because if this law had been in place when I first ran for office, I would not have been able to stand for a seat in the House back in 1994.

"At that time, Mr. Speaker, I was living in Mililani, about two miles away from Wahiawa. But with the suggestion of my father, I decided to seek public office, and do so from a community which I was born and raised and grew up and schooled in. So that's what I did by moving back to Wahiawa.

"I did so approximately two and a half months before the general election. And I have been serving the community of Wahiawa proudly for the last 18 years.

"So I think with that kind of history and my own personal experience with the voters of my district, I think this is a bad idea. I think it short-changes them and it basically preempts the opportunity for people who are born and raised in the community, who understand the community and are from the community, of the chance to represent that community. So, I would recommend that we not move this bill forward.

"I would also like to remind people that with the current reapportionment that we just went through, the current case that's before the Federal District Court, that the district lines might change before the next election. And for all of us sitting here, we might be impacted by those changes. And if this law would be in place, some or many of us might find us without a seat to run from or run for.

"So I think the words that are suggested here are to be taken under consideration. Thank you, Mr. Speaker."

Representative Fale rose to respond, stating:

"Mr. Speaker, again in opposition. This bill would also exclude a cousin of mine who has served nine tours in the Middle East and has spent more of the last 10 years in the Middle East than he has at home. And this would prevent him as well as many other veterans who have served numerous terms in the Middle East serving our country. And I believe it would be a disservice to them for them to come home and feel the need to run for office, and then to be told that they would not be able to run for office, Mr. Speaker."

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

"Mr. Speaker, I rise in support of this measure. Please adopt the words of the Judiciary Chair as my own. I would like to also note that, just to clarify that, Article III, Section 6, of the Hawaii Constitution currently includes language that addresses reapportionment years. It provides that in reapportionment years, the residency requirements in this provision do not apply. So, in that sense there is a safe harbor for incumbents who face reapportioned districts. Thank you very much."

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

"Ruling on a potential conflict. If this law was in place a year or two ago I would not be qualified to run for public office because I spent the last six years on Oahu and voted in the 2008 presidential and 2010 interim election here before I decided to return to my home island to run. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Ing continued to speak in support of the measure with reservations, stating:

"Still with reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 269, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE," passed Third Reading by a vote of 37 ayes to 12 noes, with Representatives Evans, Fale, Hashem, Ichiyama, Ito, Kawakami, Onishi, Oshiro, Takayama, Takumi, Tokioka and Yamashita voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 656) recommending that H.B. No. 410, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 410, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 657) recommending that H.B. No. 427, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 427, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII STATE CONSTITUTION TO ALLOW ELECTRONIC COPIES, AS AN ALTERNATIVE TO PRINTED COPIES, OF A BILL TO BE MADE AVAILABLE FOR MEMBERS OF A HOUSE IN WHICH THE BILL IS BEING VOTED UPON FOR THIRD OR FINAL READING IN FULFILLMENT OF THE FORTY-EIGHT HOUR AVAILABILITY REQUIREMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 658) recommending that H.B. No. 726, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 659) recommending that H.B. No. 1354, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1354, 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 Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 660) recommending that H.B. No. 218, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 218, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 661) recommending that H.B. No. 499, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SYSTEM," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 662) recommending that H.B. No. 1317 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1317, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 663) recommending that H.B. No. 1424 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1424, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 664) recommending that H.B. No. 488, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 488, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 665) recommending that H.B. No. 166, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 166, HD 2 pass Third Reading, seconded by Representative Awana.

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

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm an owner of a veteran-owned and service connected disabled small business. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, ruling on a potential conflict. My husband owns a service-disabled veteran-owned business. Thanks," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 166, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 666) recommending that H.B. No. 494, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 494, HD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 667) recommending that H.B. No. 527, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 527, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm a member of the Hawaii National Guard. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 668) recommending that H.B. No. 1396, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1396, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ito rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and permission to insert additional comments into the Journal. Thank you very much."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of SCR 668, HB 1396, HD 1.

"Mr. Speaker, I want to thank the members of the Committee on Veterans, Military & International Affairs, and Culture and the Arts, the Committee on Higher Education, and the Committee on Finance for passing this historic measure, which will preserve, perpetuate, share the legacy, and tell the story of the Americans of Japanese ancestry who served in the armed forces of the United States, as well as those who were detained in internment camps, during World War II.

"Mr. Speaker, I ask all my colleagues to support this measure. Thank you."

Representative Ito also submitted the following *Honolulu Star-Advertiser* article:

The untold story of Honouliuli Internment Camp
A film marking 70 years since the facility's opening recalls families' separation ordeals
By Rosemarie Bernardo
POSTED: 01:30 a.m. HST, Mar 01, 2013
LAST UPDATED: 08:46 p.m. HST, Mar 01, 2013

Edna Saifuku was 15 when she saw the towers with guards bearing machine guns at the Honouliuli Internment Camp in Kunia, where she and her siblings visited their father, Sam Nishimura.

Nishimura, a tailor shop owner, was detained at the internment site with hundreds of other Japanese-Americans during World War II.

On a cloudy afternoon recently at her home tucked at the end of a cul-de-sac in Wahiawa, Saifuku, 86, talked about the injustice by the federal government against her father and other internees. "I thought we were protected by the Constitution. We are Americans," she said. "Nobody should've been taken to the internment camps."

This month marks the 70th anniversary of the opening of Honouliuli, the largest of the 13 internment sites in Hawaii during the war. The Nishimuras are one of the families featured in the Japanese Cultural Center of Hawaii documentary "The Untold Story: Internment of Japanese Americans in Hawaii."

One day in April 1942, an FBI agent took Sam Nishimura, a nisei born and raised in Haleiwa, to the immigration station in Honolulu. He was taken from his Haleiwa home for questioning about a truck that was sent to the Japan Red Cross, according to information gathered for an Ethnic Studies Oral History Project at the University of Hawaii at Manoa.

Nishimura told investigators that he believed the truck was going to be used to help people, as would have been the case with the American Red Cross. Despite being an American citizen, he was detained at the Sand Island detention camp and later transferred to Honouliuli, according to information from the oral history project.

During his internment, Nishimura worked as the camp tailor, altering coats for internees, including those of German and Italian descent, and uniforms for guards.

Saifuku recalled the hardship their soft-spoken mother, Hisae, endured to support six children while their father was interned for 2½ years. "She took care of all of us," she said.

Their grandfather Keitaro Nishimura stepped in to help tend to the children as their mother worked nonstop at the family's tailor shop in Haleiwa.

Saifuku leafed through an old box filled with letters and birthday cards that she and her siblings sent to their father while he was confined. Nishimura saved all the letters written by them and his wife.

Among the letters Saifuku shared with the Star-Advertiser was one her mother wrote to Lt. Gen. Robert Richardson Jr., military governor of the Territory of Hawaii, in September 1943 requesting her husband be released from internment.

A necklace her father made for her from shells collected while at Sand Island, and colorful rings he created out of toothbrush handles at Honouliuli, also were some of the items she shared. According to the oral history project, internees created and molded the rings from toothbrush handles using a hacksaw, hot water, a round pole and sandpaper.

Nishimura was released from Honouliuli before the end of the war after he signed documents stating he wouldn't sue the government.

He didn't talk about his experience at the internment camp with his children. It was only when his granddaughter Sandi Chang – who was working on an assignment for her ethnic studies class at the University of Hawaii – asked him if he could tell her what happened at Honouliuli that he agreed to talk about it.

Chang said her grandfather in his own way did hold resentment against the federal government but didn't show it. "When I was interviewing him, that's kind of when it came out," she said.

Saifuku, Chang's mother, said, "We didn't know that he was angry."

She said people need to know what happened so history doesn't repeat itself. "Something like that shouldn't happen again."

Nishimura's oral history interview conducted by Perry Nakayama appeared in a collection called "Waialua and Haleiwa: The People Tell Their Story." The interview occurred in 1976, a year before Nishimura died. He was 71.

Efforts are being made to ensure the history of Honouliuli is not forgotten.

The National Park Service is working on a study of 13 Japanese internment sites in Hawaii. The process started two years ago when the park service held public meetings to gather information and recommendations.

Paul DePrey, superintendent of the WWII Valor in the Pacific National Monument, said the goal of the study is to determine the significance of the internment sites on a national level and how best to preserve them. DePrey said he hopes the final draft of the study will be ready this summer for public review.

In the state Legislature, House Bill 1396 would appropriate funds for the planning, design and construction of the Honouliuli Internment Camp Education Center and Nisei Veterans Legacy Center.

At UH-West Oahu an archaeology course is offered to students that involves work conducted at Honouliuli. Also, a team of researchers is putting together a journal focusing on the internment camp, said Suzanne Falgout, anthropology professor at UH-West Oahu. The journal is expected to be available to the public by year's end.

"The story of the WWII Honouliuli Camp reminds us of the truly global reach and complexities of that war. And, it highlights some of the significant challenges to our important principles of democracy and social justice in times of conflict. World War II internment and imprisonment impacted a wide diversity of people in Hawaii, and the

lessons it holds are important ones to remember today. In that sense, Honouliuli is everybody's story," Falgout said in an email.

Later this year marks the 25th anniversary of the Civil Liberties Act, signed in August 1988 by President Ronald Reagan, that acknowledged the federal government's unjust actions against Japanese-Americans during World War II. Each surviving internee received a formal apology and $20,000 in restitution, according to the Japanese American National Museum website.

Norman Osumi's father, the late Rev. Paul Osumi, was one of the former internees who received reparations from the federal government. His father was detained a day after the Pearl Harbor attack.

"My father never understood why he was picked up. He didn't believe he did anything wrong against the United States. He did right by the government," said Osumi, 71, of Nuuanu, who is also featured in the documentary.

Osumi's father was born in Hiroshima and raised in Hawaii. He was confined at Sand Island before he was transported to a mainland internment camp.

While at Gila River Relocation Center, an internment site in Arizona, Osumi became gravely ill with pleurisy, an inflammation of the membrane that surrounds the lungs. Osumi's mother, Janet, left their Honolulu home with her two sons and moved into the internment camp to care for her husband. His health later improved.

Norman Osumi was a toddler when they moved to the internment camp.

They stayed there until the end of the war and lived on the mainland for a while before returning to Hawaii in 1946. Norman Osumi said when his father received the apology and restitution, he never spoke about it.

He believes his father didn't hold any resentment against the federal government. "He didn't show it or state it," Osumi said.

Representative Fale rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in strong support of House Bill 1396, HD1, a bill that would appropriate funding for the planning, design and construction of a center in West Oahu that would incorporate a Nisei Veterans Legacy Center and a Honouliuli Internment Camp Educational Center.

"The history and legacy of our Nisei community here in Hawaii and the service they gave to our country is a beacon and a light that I believe should be held high for all to see, and especially held up as a motivational banner for young members of our community. Their story has been an enormous inspiration for me to serve in a quiet and humble way.

"I am concerned that because of the great humility with which they served important stories and lessons may be lost, this facility would serve us well in preserving and portraying this legacy to continue to inspire us and our posterity. For these reasons I strongly support this measure."

Representative Cullen rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support on HB 1396, HD 1 because the existing remnants of the Honouliuli Internment Camp is a historical site that is located within State House District 39. It is humbling to represent a district with a strong history dating back to World War II and I have supported the establishment of a Honouliuli advisory group since 2012. I believe that it is important to preserve this piece of history so that future generations can understand the sacrifices made by all groups of people, especially those of Japanese ancestry, to protect and preserve the freedoms we are privileged to enjoy today. Their courage shall not be forgotten."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1396, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 669) recommending that H.B. No. 178, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 178, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Yamane rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. I will have to pay more and take classes," and the Chair ruled, "no conflict."

Representative Yamane continued to speak in support of the measure, stating:

"I am in 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. 178, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 670) recommending that H.B. No. 424, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 424, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 671) recommending that H.B. No. 1150, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1150, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 672) recommending that H.B. No. 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 673) recommending that H.B. No. 120, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 120, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, this is about care facility inspections and violations that after a chance for adjudication, they go to the public, and they're on a website for everybody to see. Which is good, but I have two reservations.

"One is, this care industry is a budding industry. As you know, we cannot afford long-term care, and these care facilities, primarily in Kalihi, are a real boon to the community, Mr. Speaker.

"And secondly, for the sake of equity, what's fair? Right now we have restaurant inspectors, sometimes of which have gross violations, and they don't get put up on the website for the public to see. They don't have a 'ding' in the owner and the employee's reputation.

"So until we do that for all of these other things for the public health, I think we're picking on this industry which is in its nascent stage and we should back off until we're all going to do that for all the public health, public information. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm standing with reservations and I would like the words of my colleague from Hawaii Kai to be inserted into the record as if they were my own.

"Normally I would stand in opposition, but since my colleagues here have worked with me in making this bill a little bit more palatable to the care home operators, I'm voting with reservation out of respect to them.

"But I think that the care home industry has been taken to a level wherein a lot of the care providers are exiting the business because there is so much manipulation to this industry.

"In 2008, Mr. Speaker, there were 500 care home operators. And up to today, that number is still the same, while the market should have risen exponentially because of demands. So because of this micromanagement and laws written to micromanage and put a lot of sunshine to these small business owners, it had an impact of not wanting to be in that business.

"So I think measures such as this, although it's well intended, we should not forget that these are people's homes, and people's homes are their castle. So we should have a little bit more respect for these people, because they are not paid well, and the work is so tedious, Mr. Speaker, that not too many people would like to enter. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting with reservations. I just want to let this Body know that the amount of money that they're getting is about $1,300 a patient. And that $1,300 is not enough, the way I look at it, because the caregivers give more or less, house them, feed them, bring them to the doctor, and it's 24/7. And the way I computed it is, if you compute the amount of money they receive it's just like they're being paid $1 or $2 an hour.

"So hopefully this bill is not a destruction of what they do. If they give up taking care of the elderly or the patient that they have, we will be losing a lot of money. The alternative is bleak. So treat them nicely. Thank you."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on HB 120, HD 2 because I support the intent and want to ensure that our *kupuna* are being cared for in a safe and responsible manner. My reservation with this bill is because it does not clarify the ways in which a care facility may appeal to a related posted violation that, while the violation may be justified under the potential law created by this bill, it inadvertently will also hurt those in the facility who are properly caring for our *kupuna*. As the bill moves through its process in the Legislature, I hope that language may be inserted that would address such concerns."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and if I could just make a few comments. With this particular bill and with a number of bills moving through the legislative session this year, there really is an emphasis on the public's right to know.

"In the Health Committee we heard moving testimony from individuals who were looking to put their parents into homes, and they just wanted information. They had to call the Department of Health and they were told, maybe in 15 days we'll be able to give you some information about any of the care homes that you would like to consider. In those 15 days, at that point in time, that individual would have had to have already made a decision very quickly to move an aging parent from a hospital to a care home setting.

"I think what this bill highlights and what this focuses on is the public's right to know. On transparency, on making these documents that are already available, to be made available online, it's a good measure and a good direction for this House to move in.

"I do want to thank all the Members who are working on this and we will continue to work on this because I think there is a balance that will need to be struck between the public's right to know as well as the business interest's right to protect their reputation.

"And I fully embrace Minority Leader Emeritus's suggestion that we go, after we deal with this and use this potentially as a model, that we go to the other business entities in this State for disclosure. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, I appreciate that information and I would just add one thing in with my reservations. As the Department of Health, Sanitation Branch, has physical hard copies now available for people, I didn't hear it was 15 days later, but it's now available. So if people want to do it, they can go, get in their car or however they get there, because the hard copy is available.

"The issue is this is going to go public, it's going to be over the Internet. And as my colleague said, it's not equitable given that our other public health concerns that we're not publicizing. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. This measure has a little bit more work to be done on it before we get to the complete end of it. I think it is our obligation to provide to this industry that is going to be growing in the near future to care for our elderly and disabled in these care homes in

our communities. And it should be up to us to put this information out to the general public when such incidents happen. Thank you very much, 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. 120, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 674) recommending that H.B. No. 653 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 653 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a possible conflict. My wife is a consultant with HPH. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 653, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 675) recommending that H.B. No. 914, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 914, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OBESITY PREVENTION," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 676) recommending that H.B. No. 1432, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING AND DISABILITY RESOURCE CENTERS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 677) recommending that H.B. No. 1423, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1423, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MALA WHARF TASK FORCE," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 678) recommending that H.B. No. 154, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 154, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 154, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 679) recommending that H.B. No. 760, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 760, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 680) recommending that H.B. No. 1112, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1112, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 681) recommending that H.B. No. 1409, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1409, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUELS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 682) recommending that H.B. No. 71 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 71, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 683) recommending that H.B. No. 1375 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1375 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1375, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Jordan voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 684) recommending that H.B. No. 850, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 850, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND

SECURITY," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 685) recommending that H.B. No. 1392, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1392, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 686) recommending that H.B. No. 450, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 450, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN FUELING STATIONS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 687) recommending that H.B. No. 632, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 632, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 688) recommending that H.B. No. 378, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 378, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 689) recommending that H.B. No. 275, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 275, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 690) recommending that H.B. No. 898 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 898 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. This is an anti-homeless bill. I think that it's well intended, however until we have remedies for people who don't want to be in shelters and prefer to be in their cars, we should not criminalize them. Because they're human beings too, Mr. Speaker, and they need a place to live. Thank you."

Representative Oshiro rose in opposition to the measure and asked that the remarks of Representative Cabanilla be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support of this measure. This measure is only having Department of Health no longer in charge of enforcing people that can't reside in their vehicles. They don't have the mechanisms to enforce that capability, and that should be put upon the different county agencies. 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. 898, entitled: "A BILL FOR AN ACT RELATING TO PARKED VEHICLES," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Cabanilla, Hanohano and Oshiro voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 691) recommending that H.B. No. 697 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 697 pass Third Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support, with written comments."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise to speak in favor of H.B. 697, 'Making Appropriations For Public Employment Cost Items.' This measure appropriates funds for unspecified amounts to fund the Hawaii Employer-Union Health Benefits Trust Fund costs and other cost adjustments for officers and employees of specified Legislative agencies.

"The officers and employers are deserving of the coverage of the EUTF benefits and that is why I am in strong support of this measure.

"A VOICE OF REASON."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 697, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 692) recommending that H.B. No. 807 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 807, entitled: "A BILL FOR AN ACT RELATING TO RETIREMENT BENEFITS FOR JUDGES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 693) recommending that H.B. No. 832 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 832, entitled: "A BILL FOR AN ACT MAKING EMERGENCY

APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 694) recommending that H.B. No. 834 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 834, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 695) recommending that H.B. No. 915 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 915, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 696) recommending that H.B. No. 1166 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1166, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 697) recommending that H.B. No. 1167 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1167, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance presented two reports:

(Stand. Com. Rep. No. 698) recommending that H.B. No. 1173, HD 1 pass Third Reading; and

(Stand. Com. Rep. No. 699) recommending that H.B. No. 1174, HD 1 pass Third Reading.

Representative Saiki moved that the reports of the Committee be adopted, and that H.B. No. 1173, HD 1; and H.B. No. 1174, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose to speak in opposition to both measures, stating:

"Mr. Speaker, may I take up Stand. Com. Report 698 and 699, in opposition with written comments. Thank you very much."

Representative Say's written remarks in opposition to Stand. Com. Rep. No. 698 are as follows:

"Mr. Speaker, I rise to speak against H.B. 1173, HD 1, relating to Collective Bargaining. House Bill No. 1173, HD 1 repeals the prohibition of using arbitration to resolve impasses or disputes relating to State and County Hawaii Employer Union Health Benefits Trust Fund (known as EUTF) contributions and authorizes arbitration panels to decide EUTF contributions. HD 1 also repeals the prohibition on the right to strike over EUTF contributions.

"I truly believe that the best way to maintain control of EUTF costs is to leave the final decision for EUTF contributions in the hands of the Legislature if the two parties are unable to reach an agreement. While arbitration panels are tasked to consider the employee's ability to pay and overall economic conditions, panels often fail to grasp the complexities of the State Budget.

"Recent fiscal conditions have made it increasingly difficult to reach resolution in collective bargaining negotiations. However, altering what is done in these situations to allow binding arbitration would take this critical decision out of our hands (elected officials) and put it in the hands of unelected and unaccountable arbitrators. Even though the Legislature would still have the authority to reject an arbitration award, it appears all cost items would be rejected, not just EUTF contributions. And so the end result of this measure could result in giving the Legislature a choice of fully conceding control of this significant portion of the State Budget to the arbitration panels or RISK ending collective bargaining negotiations.

"Let us not get into the fiscal irresponsibility for the future generations of the people of the State of Hawaii.

"A VOICE OF REASON IN THIS HOUSE."

Representative Say's written remarks in opposition to Stand. Com. Rep. No. 699 are as follows:

"Mr. Speaker, I rise to speak against the repeal of the base monthly contribution amount formula for public employee contributions to the Employee-Union Health Benefits Trust Fund (EUTF) for State/County Retirees health benefits.

"Why I am opposed to this measure is that first the base monthly contribution formula provides an upper threshold parameter for the EUTF Board of Trustees in determining health benefits plan designs and benefits for State/County Retirees. Cost is a significant consideration in the design of a health benefit plan, and removing the upper threshold parameter could lead to development of health benefit plans for retirees that are unsustainable. And it should be noted that collective bargaining of public employer EUTF contribution serves as the comparable upper threshold parameter for active State/County employees.

"Secondly, the base monthly contribution formula for State/County retirees is one of the factors used by the actuary in determining the unfunded other post-employment benefit (OPEB) liability of the EUTF. Repealing the base monthly contribution formula could result in an increase of the EUTF unfunded OPEB liability, which is currently $16.3 billion for all State/County jurisdictions – the State's portion of the unfunded OPEB Liability is about $13.6 billion.

"For these reasons, I oppose H.B. 1174, HD 1.

"A VOICE OF REASON."

Representative Oshiro rose to speak in opposition to Stand. Com. Rep. No. 698, stating:

"Mr. Speaker, I rise in opposition to this measure. Basically I'm reading from the Committee report, Mr. Speaker. It states that this would repeal the prohibition against using binding arbitration to resolve impasses or disputes relating to State and county EUTF contributions. I'm not very much concerned with that, I think that's part of the process right now. And I think it will probably lead itself to better negotiations and better resolutions.

"But what I find troubling is that it repeals the Legislature's role in determining the State and county contribution amounts where agreement cannot be reached between the parties. In other words, once it goes to arbitration, the arbitration panel decides the amount and the cost shared between the employer and employee. It basically end-runs the legislative

prerogative and responsibility of funding and appropriating any necessary cost items.

"I think this is an essential component of the responsibility of the Legislative purse strings in the area of collective bargaining. Not that we get involved in the bargaining itself, but we are given the responsibility to find the funding of all cost items against the other needs of the day.

"And then a third consideration that I'm concerned about, Mr. Speaker, is that it would permit the bargain unit members to use State and county EUTF contributions as a basis for striking. It seems unusual that this one component, if there's no settlement reached, that it will allow all parties to strike.

"I think under current Chapter 89 provisions, only certain units are allowed strike provisions. The rest need to go to resolution through binding arbitration. But this seems to open it all up to the strike versus arbitration when there's a dispute on the EUTF contributions. So, for those reasons, Mr. Speaker, I respectfully oppose this measure. Thank you."

Representative Hanohano rose in opposition to Stand. Com. Rep. No. 698 and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, same request, adopting the Representative from Wahiawa's words. I have reservations and a brief comment. As Speaker Say noted, I would say comments to both of these bills, 698 and 699 with a question.

"My reservation is, why would we want to tempt the unfunded liability which for this health fund is already six-point-something billion dollars and rising without this, because of costs going up. Why would we as a Body, who have been told by various and sundry sources of actuarial with the ERS and the EUTF, to make it whole we have to put $500 million and on for the next 30 years to make our unfunded liabilities whole.

"Mr. Speaker, I just want to have our eyes open on what we're doing by doing this, because it's already going up without releasing it. And with that are my reservations. Thank you."

Representative Cabanilla rose to speak in opposition to Stand. Com. Rep. No. 698, stating:

"I'm also standing in opposition, Mr. Speaker, and I would like the words of the Representatives from Hawaii Kai and Wahiawa as my own. And I just would like to add that we have a huge unfunded mandate right now, and these next four bills that we're about to consider would definitely aggravate that. Thank you, Mr. Speaker."

Representative Har rose in opposition to both measures and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.B. No. 1173, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Cabanilla, Hanohano, Har, Oshiro, Say and Yamashita voting no, and with Representatives Coffman and McDermott being excused; and

H.B. No. 1174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Har and Say voting no, and with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 700) recommending that H.B. No. 1165 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1165, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 701) recommending that H.B. No. 363, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 363, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 702) recommending that H.B. No. 1279, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1279, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 703) recommending that H.B. No. 591, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 591, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE ROUTES TO SCHOOL," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 704) recommending that H.B. No. 1080, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1080, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLES," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 705) recommending that H.B. No. 201, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 201, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 706) recommending that H.B. No. 208, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 208, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a possible conflict. My wife is a registered lobbyist. Thank you," and the Chair ruled, "no conflict."

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request for a ruling on a potential conflict. My wife also is a registered lobbyist. *Mahalo*," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 208, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Third Reading by a vote of 49 ayes, with Representatives Coffman and McDermott being excused.

At 1:26 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:27 o'clock p.m.

At 1:31 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 740
H.B. No. 788
H.B. No. 1089, HD 1
H.B. No. 998
H.B. No. 560, HD 1
H.B. No. 1339, HD 1
H.B. No. 551, HD 2
H.B. No. 503, HD 1
H.B. No. 478, HD 2
H.B. No. 673, HD 2
H.B. No. 747, HD 1
H.B. No. 1365
H.B. No. 643, HD 1
H.B. No. 986, HD 1
H.B. No. 266, HD 1
H.B. No. 358, HD 1
H.B. No. 152, HD 1
H.B. No. 269, HD 1
H.B. No. 410, HD 1
H.B. No. 427, HD 1
H.B. No. 726, HD 1
H.B. No. 1354, HD 1
H.B. No. 218, HD 1
H.B. No. 499, HD 1
H.B. No. 1317
H.B. No. 1424
H.B. No. 488, HD 1
H.B. No. 166, HD 2
H.B. No. 494, HD 1
H.B. No. 527, HD 1
H.B. No. 1396, HD 1
H.B. No. 178, HD 1
H.B. No. 424, HD 1
H.B. No. 1150, HD 1
H.B. No. 2
H.B. No. 120, HD 2
H.B. No. 653
H.B. No. 914, HD 1
H.B. No. 1432, HD 1
H.B. No. 1423, HD 1
H.B. No. 154, HD 2
H.B. No. 760, HD 1
H.B. No. 1112, HD 1
H.B. No. 1409, HD 1
H.B. No. 71
H.B. No. 1375
H.B. No. 850, HD 1
H.B. No. 1392, HD 1
H.B. No. 450, HD 1
H.B. No. 632, HD 2
H.B. No. 378, HD 1
H.B. No. 275, HD 1
H.B. No. 898
H.B. No. 697
H.B. No. 807
H.B. No. 832
H.B. No. 834
H.B. No. 915
H.B. No. 1166
H.B. No. 1167
H.B. No. 1173, HD 1
H.B. No. 1174, HD 1
H.B. No. 1165
H.B. No. 363, HD 2
H.B. No. 1279, HD 1
H.B. No. 591, HD 1
H.B. No. 1080, HD 1
H.B. No. 201, HD 1
H.B. No. 208, HD 1

At this time, the Chair stated:

"The Chair will call a recess to give the Members a little time to go and refresh themselves, and we'll call you back in 15 minutes."

At 1:31 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:45 o'clock p.m.

At this time, the Chair stated:

"Right now we are on page 16, right after House Bill Number 208. It is the pleasure of the Chair that all remaining measures from page 16 through page 28, be deferred one day."

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 707) recommending that H.B. No. 399, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 708) recommending that H.B. No. 689, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 709) recommending that H.B. No. 734, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 710) recommending that H.B. No. 1071, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 711) recommending that H.B. No. 1258, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 712) recommending that H.B. No. 563, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 713) recommending that H.B. No. 696, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 714) recommending that H.B. No. 648, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 715) recommending that H.B. No. 31, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 716) recommending that H.B. No. 129, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 717) recommending that H.B. No. 38, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 718) recommending that H.B. No. 37, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 719) recommending that H.B. No. 235, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 720) recommending that H.B. No. 1068, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 721) recommending that H.B. No. 182, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 722) recommending that H.B. No. 510, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 723) recommending that H.B. No. 568, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 724) recommending that H.B. No. 52, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 725) recommending that H.B. No. 321, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 726) recommending that H.B. No. 619, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 727) recommending that H.B. No. 1202, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 728) recommending that H.B. No. 587, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 729) recommending that H.B. No. 493, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 730) recommending that H.B. No. 1066, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 731) recommending that H.B. No. 951, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 732) recommending that H.B. No. 785, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 733) recommending

that H.B. No. 841, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 734) recommending that H.B. No. 1316, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 735) recommending that H.B. No. 138, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 736) recommending that H.B. No. 813, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 737) recommending that H.B. No. 999, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 738) recommending that H.B. No. 245, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 739) recommending that H.B. No. 457, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Evans, Takumi and Luke, for the Committee on Water & Land and the Committee on Education and the Committee on Finance, presented a report (Stand. Com. Rep. No. 740) recommending that H.B. No. 865, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 741) recommending that H.B. No. 1130, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 742) recommending that H.B. No. 373 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 743) recommending that H.B. No. 652 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 744) recommending that H.C.R. No. 37 be adopted.

By unanimous consent, action was deferred one legislative day.

THIRD READING

H.B. No. 353, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 430, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 504, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 506, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 293, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 1282, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 1203, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 524:

By unanimous consent, action was deferred one legislative day.

H.B. No. 489, HD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 763, HD 1:

By unanimous consent, action was deferred one legislative day.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 32 through 45) and concurrent resolutions (H.C.R. Nos. 49 through 59) were referred to Printing and further action was deferred:

H.R. No. 32, entitled: "HOUSE RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.R. No. 33, entitled: "HOUSE RESOLUTION REQUESTING THE COMPTROLLER TO ESTABLISH A TASK FORCE TO STUDY THE STATE PROCUREMENT CODE AND IDENTIFY AMENDMENTS THAT WOULD INCREASE THE ECONOMY, EFFICIENCY, EFFECTIVENESS, AND IMPARTIALITY IN THE PROCUREMENT OF PUBLIC WORKS CONSTRUCTION PROJECTS," was offered by Representative Choy.

H.R. No. 34, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO ADDRESS THE ISSUES AND CONCERNS RAISED BY THE SENATE SPECIAL COMMITTEE ON ACCOUNTABILITY RELATING TO THE UNIVERSITY OF HAWAII," was offered by Representative Choy.

H.R. No. 35, entitled: "HOUSE RESOLUTION REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," was jointly offered by Representatives Belatti, Ichiyama, Woodson, Jordan and Kobayashi.

H.R. No. 36, entitled: "HOUSE RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT FEDERAL LEGISLATION TO MODERNIZE THE TOXIC SUBSTANCES CONTROL ACT OF 1976 TO STRENGTHEN CHEMICALS MANAGEMENT THROUGH POLICY REFORMS," was jointly offered by Representatives Belatti, Awana, Hanohano, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

H.R. No. 37, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO FUND ABORTIONS FOR SERVICEWOMEN IN CASES OF RAPE OR INCEST AND LIFT THE BAN ON PRIVATE FUNDING OF ABORTIONS AT MILITARY BASES," was jointly offered by Representatives Cabanilla, Belatti, Hanohano, Ichiyama, Jordan, Lowen, Luke, Morikawa and Thielen.

H.R. No. 38, entitled: "HOUSE RESOLUTION REQUESTING THE SUPPORT OF THE REPEAL OF COMBAT EXCLUSIONARY RULES," was jointly offered by Representatives Hanohano, Awana, Belatti, Ichiyama, Jordan, Lowen, Luke, Morikawa, Thielen and Wooley.

H.R. No. 39, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was offered by Representative Ohno.

H.R. No. 40, entitled: "HOUSE RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION AND THE UNITED STATES MARINE CORPS TO WORK WITH THE DEPARTMENT OF TRANSPORTATION AND DEPARTMENT OF HEALTH TO ESTABLISH NOISE SENSITIVE OPERATING PROCEDURES AND AIR TRAFFIC PATTERNS TO REDUCE AND CONTROL AIRCRAFT NOISE IMPACTS," was jointly offered by Representatives Wooley, Ito, Lee and Thielen.

H.R. No. 41, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE MANDATORY LABELING OF CARBON MONOXIDE OR GAS TREATED RAW FISH," was offered by Representative Hanohano.

H.R. No. 42, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO AVOID SEQUESTRATION AND AVERT THE DRAMATIC FINANCIAL IMPLICATIONS SUCH CUTS WOULD HAVE FOR HAWAII," was jointly offered by Representatives Ito, Aquino, Cabanilla, Har, Ichiyama, Jordan, Oshiro, Say, Takai and Takayama.

H.R. No. 43, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Ohno and Takumi.

H.R. No. 44, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A WORKING GROUP TO EXAMINE HAWAII'S ENHANCED SENTENCING AND EXTENDED SENTENCING LAWS," was jointly offered by Representatives Mizuno, Brower, Evans, Aquino, Cachola, Hanohano, Ing, Kobayashi, Lee, Morikawa, Souki, Tsuji and Woodson.

H.R. No. 45, entitled: "HOUSE RESOLUTION URGING HAWAIIAN ELECTRIC COMPANY, INC., TO RETURN ITS CALL CENTER OPERATIONS TO HAWAII," was offered by Representative Cabanilla.

H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A SMALL BOAT HARBOR MANAGEMENT TASK FORCE," was offered by Representative Lowen.

H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COMPTROLLER TO ESTABLISH A TASK FORCE TO STUDY THE STATE PROCUREMENT CODE AND IDENTIFY AMENDMENTS THAT WOULD INCREASE THE ECONOMY, EFFICIENCY, EFFECTIVENESS, AND IMPARTIALITY IN THE PROCUREMENT OF PUBLIC WORKS CONSTRUCTION PROJECTS," was offered by Representative Choy.

H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO ADDRESS THE ISSUES AND CONCERNS RAISED BY THE SENATE SPECIAL COMMITTEE ON ACCOUNTABILITY RELATING TO THE UNIVERSITY OF HAWAII," was offered by Representative Choy.

H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," was jointly offered by Representatives Belatti, Ichiyama, Woodson, Jordan and Kobayashi.

H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was offered by Representative Ohno.

H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE MANDATORY LABELING OF CARBON MONOXIDE OR GAS TREATED RAW FISH," was offered by Representative Hanohano.

H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO AVOID SEQUESTRATION AND AVERT THE DRAMATIC FINANCIAL IMPLICATIONS SUCH CUTS WOULD HAVE FOR HAWAII," was jointly offered by Representatives Ito, Aquino, Cabanilla, Har, Ichiyama, Jordan, Oshiro, Say, Takai and Takayama.

H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Ohno and Takumi.

H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A WORKING GROUP TO EXAMINE HAWAII'S ENHANCED SENTENCING AND EXTENDED SENTENCING LAWS," was jointly offered by Representatives Mizuno, Brower, Evans, Aquino, Cachola, Hanohano, Ing, Kobayashi, Lee, Morikawa, Souki, Tsuji and Woodson.

H.C.R. No. 59, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAIIAN ELECTRIC COMPANY, INC., TO RETURN ITS CALL CENTER OPERATIONS TO HAWAII," was offered by Representative Cabanilla.

ANNOUNCEMENTS

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.B. Nos.	Referred to:
707, SD2	Jointly to the Committee on Water & Land and the Committee on Finance
870, SD1	Committee on Judiciary
890, SD1	Committee on Labor & Public Employment
1000, SD1	Committee on Finance
1016, SD1	Committee on Public Safety, then to the Committee on Judiciary

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.B. Nos.	Re-referred to:
65, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
97, HD1	Committee on Agriculture, then to the Committee on Finance
1249, HD1	Committee on Water & Land, then to the Committee on Finance
1381, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 1:46 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 1, 2013. (Representatives Coffman and McDermott were excused.)

HOUSE COMMUNICATIONS

"February 28, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following House Bills, copies of which are attached hereto:

H.B. No. 269, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE."

H.B. No. 275, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES."

H.B. No. 427, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 15, OF THE HAWAII STATE CONSTITUTION TO ALLOW ELECTRONIC COPIES, AS AN ALTERNATIVE TO PRINTED COPIES, OF A BILL TO BE MADE AVAILABLE FOR MEMBERS OF A HOUSE IN WHICH THE BILL IS BEING VOTED UPON FOR THIRD OR FINAL READING IN FULFILLMENT OF THE FORTY-EIGHT HOUR AVAILABILITY REQUIREMENT."

Said measures passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

TWENTY-FOURTH DAY

Friday, March 1, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Derek S.K. Kawakami, after which the Roll was called showing all Members present with the exception of Representatives Coffman, Hanohano, Nakashima and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Second and Twenty-Third Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 35 through 40) were received and announced by the Clerk:

Sen. Com. No. 35, transmitting S.B. No. 120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on February 28, 2013.

Sen. Com. No. 36, transmitting S.B. No. 470, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," which passed Third Reading in the Senate on February 28, 2013.

Sen. Com. No. 37, transmitting S.B. No. 633, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITIES," which passed Third Reading in the Senate on February 28, 2013.

Sen. Com. No. 38, transmitting S.B. No. 1020, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," which passed Third Reading in the Senate on February 28, 2013.

Sen. Com. No. 39, transmitting S.B. No. 1066, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," which passed Third Reading in the Senate on February 28, 2013.

Sen. Com. No. 40, transmitting S.B. No. 1207, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on February 28, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Coffman, Hanohano, Nakashima and Takumi were excused.)

S.B. No. 120, SD 1
S.B. No. 470, SD 1
S.B. No. 633
S.B. No. 1020, SD 1
S.B. No. 1066
S.B. No. 1207

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ohno introduced Ms. Marian Tsuji, President, Lanakila Pacific; and volunteers from Lanakila Meals on Wheels.

Representative Wooley introduced students from UH William S. Richardson School of Law: Ms. Adair Fincher, 3rd year; and Ms. Daylin Rose Gibson, 2nd year.

At 12:14 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:52 o'clock p.m.

ORDER OF THE DAY

UNFINISHED BUSINESS

At this time, the Chair stated:

"For Unfinished Business, Members, Stand. Com. Report Number 720, House Bill 1068, House Draft 1, will be deferred one legislative day."

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 720) recommending that H.B. No. 1068, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 707) recommending that H.B. No. 399, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 399, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 399, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 708) recommending that H.B. No. 689, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 689, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 709) recommending that H.B. No. 734, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 734, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO LANDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 710) recommending that H.B. No. 1071, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 711) recommending that H.B. No. 1258, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1258, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 712) recommending that H.B. No. 563, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 563, 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 Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 713) recommending that H.B. No. 696, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 714) recommending that H.B. No. 648, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 648, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 715) recommending that H.B. No. 31, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 31, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, on Standing Committee Report Number 715, House Bill 31, House Draft 1, Relating to Disorderly Conduct, I'll be voting against this measure. Just briefly, my main objection is that you're basically using a criminal code, I think it's the 710, 711 chapter, when you criminalize disorderly conduct. And when one thinks about disorderly conduct, one thinks about provoking a fight, provoking a scuffle, obnoxious noise to irritate people, creating a commotion or even panhandling in Waikiki is disorderly conduct. And that's the kind of offense that I think is fitting for the criminal code and description of disorderly conduct.

"What we're trying to do here is to criminalize a person who might need to find shelter from the rain or the elements and they do so at the bus stop, or near a bus stop, or adjacent to a bus stop. But some shelter from the elements. Most of these people are probably poor, homeless, but they use bus facilities as a shelter.

"I think my reading of this bill would basically criminalize that person finding shelter there. If that person sleeps for 60 minutes or more, they'll be charged with a crime. This is not only bus shelters that you see on Beretania or King Street but those larger facilities in and about our communities. I just think that's a little bit too far to address the homeless folks misusing bus benches or taking up space for others who are using the buses getting to and from work or their business of the day. And that's my concern. So that's why I'll be voting no. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. As your advocate for the homeless in this Body, I'm voting no because I feel that this is a little bit too harsh for them. Thank you."

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. May I have a no vote cast for me please, and could the words of the former Legal Aid attorney be entered into the Journal as if they were my own. I spent five years at Legal Aid and I'm embarrassed I didn't stand up first and cast a no vote on that. I appreciate my colleague from a later era at Legal Aid for doing that. I think he's very correct on this. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. For many of my constituents, the bus stop is an important transportation hub. They use the bus all the time to get to and from work and to do everything else they need to do. And especially for the older ones, not being able to use the bus stop is more than a minor inconvenience.

"If the homeless were camping out in the middle of Beretania Street and taking the middle lane of traffic and we were putting up cones so that people would drive around them, I don't think there'd be any question that this would be considered at least a violation, as this bill calls for. It's obstructing a form of transportation and it's an important form of transportation in the district I represent.

"It will not be easy to convict anybody under this bill, because it does require an hour and you have to prove that they've been there an hour. There's always a balance between treating people humanely and allowing the rest of the people to live their lives, and that's what I'm trying to strike here. *Mahalo*."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. My only reservation is applying the negligent mental state in this case. Thank you."

Representative Cabanilla rose to respond, stating:

"Thank you, Mr. Speaker, just a quick rebuttal. If the concern is for the homeless people to go and use it as a sleeping facility, there are ways that we can mitigate that and I think that in some certain bus stops that's been mitigated by having small sitting stools as opposed to a bench. So I don't think this bill is necessary, because the City and County is already addressing the issue. Thank you. In opposition."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

At 1:00 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:03 o'clock p.m.

Representative Evans rose to speak in support of the measure with reservations, stating:

"I want to register a 'with reservations' on this. As someone who has ridden the bus here on Honolulu, I understand why people have concerns walking up and maybe sometimes feeling threatened, maybe experiencing something they haven't before with a homeless person. They're on the bench and maybe it's raining and you want to get out of the rain.

"So I understand the concern and why it was introduced. But the bigger problem is we need to find places for our homeless people and shelters for them. 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. 31, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cabanilla, Carroll, Fale, Kawakami, Oshiro and Thielen voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 716) recommending that H.B. No. 129, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 129, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD WITNESS TESTIMONY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 717) recommending that H.B. No. 38, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 38, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLAWFUL CHOP SHOP ACTIVITY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 718) recommending that H.B. No. 37, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 37, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana 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 Awana's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations. Although I understand the underlying concern regarding this measure on excessive noise, HB 37, HD 1 may have some unintended consequences if passed. The Attorney General's office and the construction industry testified in opposition, as this proposed bill also conflicts with existing administrative rules within the Department of Health. Again, Mr. Speaker, I am sure that other Members of this Body have received phone calls from constituents relating to loud noises from vehicles and neighbors blasting music to where homes are vibrating and for these reasons I am hopeful that the concerns that have been raised will be addressed as this HB 37, HD 1 moves through the process. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 37, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives McDermott and Thielen voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 719) recommending that H.B. No. 235, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 235, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 721) recommending that H.B. No. 182, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 182, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 722) recommending that H.B. No. 510, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 510, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE PLEAS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 723) recommending that H.B. No. 568, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 568, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 724) recommending that H.B. No. 52, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 52, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 52, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 725) recommending that H.B. No. 321, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 321, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 321, HD 1. I am in favor of the intent of the bill which is to increase the number of registered voters in the State of Hawaii. I do have some concerns.

"Ricky Watanabe, the County Clerk, County of Kaua'i, submitted the following comments on the bill, 'We are particularly concerned with the additional burden being placed on poll workers or the 'registration clerk' as noted in the bill. Though the EDR process for most voters should be fairly straight forward, situations involving questionable voter residency and related issues frequently occur, and are sometimes quite difficult to resolve. Since poll workers (or registration clerks) are essentially volunteers, we do not believe they should be handling such complex and potentially contentious issues. Additionally, the bill will likely increase operating costs for both the State and Counties. 'Registration clerks' will require fairly intensive training on the various statutes and administrative rules governing voter registration and residency, and would likely require related support documents or devices to properly fulfill their responsibilities.'

"As Mr. Watanabe points out, the very nature of the polling place will change if this bill becomes an Act. The ability to hold elections to select public officials is a cornerstone of our constitutional republic. I am concerned that if our election-day polling places take on a dual-function role of both registering voters and managing the polling place, that this may compromise the election process.

"Jeffrey Kuwada, from the Office of the County Clerk, County of Maui, had similar grave concerns about lack of staffing, additional training needed and computer connections to the State of Hawaii voter database.

"The County Clerk's offices from County of Maui, City and County of Honolulu and County of Hawaii also had similar concerns. In addition the Clerk from the City and County of Honolulu noted that, "a cast ballot cannot be retrieved (nor election results amended) if that election day ballot was issued either fraudulently (albeit unlikely) or perhaps erroneously (i.e. without proper authorization/documentation, in the wrong precinct, or if not in adherence to established procedure)."

"For these reasons, Mr. Speaker, I rise with reservations on House Bill 321, HD1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 321, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 726) recommending that H.B. No. 619, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 619, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm rising with some reservations on this measure. I'm still studying this draft here, but my reading last night kind of gave me pause to share my thoughts on this bill. I think this bill is trying to address the situation where you have an inconsiderate neighbor or reckless neighbor in your neighborhood, maybe feeding their pigeons, maybe inviting the wild birds to one's backyard for their own personal enjoyment, not knowing that the birds might land adjacent to their homes and do their natural business on people's eaves and porches and patios and rooftops.

"My family has certainly been at times negligent of doing that, growing up in Wahiawa, raising some pheasants and Japanese quail and pigeons and all the other kinds of animals that go along with that.

"But what kind of struck me is that there is no measurement of when and what degree ones feeding of feral or wild birds would become a problem and would need to be criminalized in order to act as a deterrent to that behavior. It basically almost sets a strict liability of standard that if a person feeds a wild or feral bird, that person can be guilty of a violation for the first offense. But the second and subsequent offenses will be a petty misdemeanor, you will charge them with a crime.

"There's no authorization or distinguishing element in this bill to impose a different fine, nor would you expect one for a minor. Let's say that a child would go out there and toss the old stale bread into their backyard, or at Ala Moana Beach Park threw a piece of their musubi to feed the dove or the sparrows going about. A strict reading and application of this bill might criminalize their behavior or at least make it a violation.

"This bill seeks to address a nuisance in some communities, but I think it kind of goes a little bit too far on the current draft. So those are my reservations. Thank you."

Representative Evans rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Thank you. Next door to where I live, a 99 year old man feeds the wild turkeys that come into Waikaloa Village, and it really gives him a lot of pleasure. I know people in the neighborhood maybe find it a little bit of a nuisance. Because instead of having 2 or 3 birds you have maybe 12 turkeys, and they fly all around the different neighbors and they do their duty on people's lawn furniture or whatever. But we tolerate it because it brings a lot of pleasure to this old man.

"I just think if things are a nuisance, I just kind of, in my heart, want to believe that communities can find answers to these types of problems and that we don't really have to pass a law on this kind of behavior. So for that reason, I'm in opposition. Thank you."

Representative Takayama rose to speak in support of the measure, stating:

"Mr. Speaker, as the introducer of the bill, I rise in support of the measure. The intent behind the bill was not to punish the occasional feeder, but the intent was to make it illegal for persistent feeders who create a public nuisance to their neighbors. Public nuisance defined by causing property damage or health problems to their neighbors. That was the intent behind the bill as it was introduced. Thank you very much."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I feed the mynah birds with dog food on my property," and the Chair ruled, "no conflict."

Representative McKelvey continued in support of the measure with reservations and asked that the remarks of Representative Evans be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations with a brief comment. Mr. Speaker, in my district the issue is feral cats. And I'm sure it's in probably many other districts where feeding feral cats, and you've got almost half the population saying it's the best thing you could do, and the others saying it's the worst thing you could do for public health, for encouraging and having this proliferation.

"So for consistencies sake, if we're going to punish people for feeding birds, there's got to be a re-examination, are we going to take in cats, then from cats is it going to chickens, then on and on. So I'm afraid that we're entering a slippery slope here and we should cautiously proceed. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same ruling on a potential conflict. Not only do I feed some wild birds, I happen to eat them as well," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"That actually goes exactly to the point that I'm actually raising right now. That used to be one of my favorite pastimes as a little kid, is to go try and feed these animals and try to catch them.

"There's a group of guys, we like to go out into the mountains regularly, we live in the country part of Oahu. And one of my friends that we go out and do this with, a new person moved into the neighborhood who is very wealthy and bought a really nice piece of property, and the birds that we feed and sometimes enjoy kind of happen into the yard of the neighbor and now this would make what we do criminally wrong. But I think this is just part of being a country boy and doing some of the country things that we do. So with that, Mr. Speaker, I'm opposed to this measure."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations. Just a few comments. In Makaha Valley we do have birds known as peacocks and that retirement community does enjoy the pleasure of, I guess watching them and feeding them as well. And I do have some concerns with the harshness of some of the penalties in this and I'll review it between now and Third Reading. Thank you very much."

Representative Belatti rose to speak in support of the measure with reservations, stating:

"Thank you. I'd also just like to vote with reservations. And if this bill moves forward I hope that the original intent is realized with further work on this bill. 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. 619, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL BIRDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Evans and Fale voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 727) recommending that H.B. No. 1202, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1202, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising in opposition for House Bill 1202. It says in the bill, 'any person, who engages in an activity requiring a license issued by the licensing authority.' That equates to hundreds of thousands of people in Hawaii, Mr. Speaker. There goes your plumber, your lawyers, your nurses, your doctors, etc., etc. There's hundreds of thousands of them. And then the bill goes on, 'licensee who inadvertently fails to maintain licensing requirements under the appropriate licensing statute and who subsequently corrects the failure so that there was no lapse in licensure, shall be guilty of a misdemeanor and each day of unlicensed activity shall be deemed a separate offense.'

"We will be prosecuting every day, Mr. Speaker. There will be a lot of people that will be criminalized based on this statue. It is so broad and is so wide that I think that it's either we're going to make a lot of money out of these people or the courts will be so busy with them.

"And so that's the reason, Mr. Speaker, not unless I'm reading this statue in error. But that's what it sounds like to me. It affects hundreds of thousands of people that have licenses in this State. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. I think probably a prior draft of this measure, way before it got to a public hearing, maybe it suggested

that. But actually the current draft, as I read it, actually protects an inadvertent failure to maintain a person's license, so they will not be penalized if it's inadvertent.

"And I think it's good for businesses who might inadvertently fail to file on the right day, or because of the change of the calendar or some computer glitch, they might not get the requisite documents in, so that their license might lapse and then they might be penalized for unauthorized license activity.

"So I think the bill as a current draft, I think it cures the concern that was raised by the prior speaker. And I think it was supported by DCCA as well as the Contractor's Association. 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. 1202, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Cabanilla voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 728) recommending that H.B. No. 587, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 587, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 729) recommending that H.B. No. 493, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 493, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, with reservations. This bill has great intentions and I think the initial thrust of it is good. If you're going to trap cats and dogs, you're going to be punished for it. And my only concern is, and it's been voiced by the Director of the Department of Land and Natural Resources, is that if you trap a rat or a mouse, you may fall under this particular bill.

"In other words, it's trying to avoid trapping animals, particularly cats and dogs. But as the DLNR stated, this section should also not apply to persons carrying out accepted practices for rodent control that do not involve the devices listed in subsection 1 above.

"In other words, if we're going to do it, let's do it right. And it's with good intentions, but I think people shouldn't be penalized for catching rats in their home. And right now it implies that it could be. And I think we just have to be crisp and clear about it. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations on this measure too, similar to the words of the previous speaker from Hawaii Kai. In fact may the record reflect that I adopt his words as my own.

"Further, I just have concerns, I think not so much in section 1 which is really I think to address the situation when you have an inadvertent trapping of a person's cat or dog. I think that's terrible and it should be criminalized. But I think the concern that we have is, under the current draft, is that someone who may be setting out a rat trap or a mouse trap, depending upon on how that trap is configured, whether it's considered a conibear trap or a foot or leg-hold trap or a steel-jaw leg-hold trap, any of those described in this bill might inadvertently subject the homeowner who is trying to rid their home of a pest like a mouse or a rat to a criminal fine here. So that's my concern. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Wooley rose to speak in support of the measure, stating:

"In support. I just want to make sure that Members read the bill closely. Thanks."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 493, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 730) recommending that H.B. No. 1066, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1066, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 731) recommending that H.B. No. 951, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 732) recommending that H.B. No. 785, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 785, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 733) recommending that H.B. No. 841, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 841, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 734) recommending that H.B. No. 1316, as

amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1316, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. I think this will increase, or make life more difficult for families trying to rent places, particularly on Oahu, at least that's where my expertise lies. If you want to try and rent a home as it is, it's very competitive and if you look in the paper there are practically no, almost zero, dwellings that will allow you to bring a pet in there. So the ones that do, know that they have an edge on the market and therefore can charge a premium if they're going to allow you to bring a dog to the house.

"So, a unit that would normally rent for say $2,200, you know that you can get $2,400 - $2,500 for that, because you're going to allow a pet. So, the market already addresses a built-in mechanism for the extra money that you might want to have to clean up a urine spill or whatever it is. When you go into the deal, you know you're going to allow pets, okay. So you charge more. There's a premium. That's how the free market works, particularly here on Oahu, because if you look in the paper there are no dwellings to rent.

"So the young family renting, and they have a dog and a little boy, this is going to increase the cost of, not only will the people charge a premium when they put the dwelling up for rent, they're also now going to take more in a security deposit from you then they already would have. So it's going to make it more difficult for families with a little pet, and I think back to when we were little we had the little dog, to try and get a dwelling. It's very difficult. Thank you."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I think the previous speaker is misunderstanding the bill. The comments from the realtors and all the other landlords indicate that they want this kind of language. *Mahalo*."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"I would like to get a ruling on a potential conflict. I'm a landlord," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of the measure, stating:

"In support, Mr. Speaker. I see this bill to be excellent, because as a landlord, I do not rent to people with pets. Because usually, based on previous experiences, the damages are so enormous that the deposit is not enough. So what I do, I don't rent to people that have pets.

"But if there's a mechanism to put a bigger amount on the deposit that would make me feel comfortable, that if that tenant walks out on me or the lease expires, that I can recoup my damages. So I would agree with the realtors, I think this is a measure that would help people that rent as opposed to disadvantage them. Because now if this measure passes, there will be more landlords that will be open to tenants that have pets. Thank you, Mr. Speaker."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, ruling on a potential conflict. My mother's a landlord," and the Chair ruled, "no conflict."

Representative McKelvey continued in support of the measure and asked that the remarks of Representative Cabanilla be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm a potential renter," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"This bill, there's a lot of young families like mine that are kind of struggling in the community and we're very much concerned about the adverse effects that would enter the marketplace to hurt us. And this is something that I believe that would really have a negative impact on young working families in my community. And I would like to adopt the words of the Representative from Ewa on the Diamond Head side as my own, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, with reservations. I think the only reservation I have is when I consider the definition of service animal and what is a service animal. Because the reality is, I think dogs are service animals for everybody. We have animals, they lower blood pressure, they're wonderful companions. What this is saying is, you can charge more money for a dog or a cat but if it's a service animal, you can't.

"So then what we have is people trying to get their animals now classified as service animals. There may be an unintended consequence to this bill. That's why I have reservations. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker, still in opposition. A security deposit to be increased beyond the statutory minimum. Beyond. We're not regulating that, it's an agreement between the tenant and the landlord, Mr. Speaker. And we love to regulate things, so I'm not sure how that slipped through.

"As I said before, you can charge a premium. So if you're going to allow a dog or a cat, you can charge, instead of $2,200, you can charge $2,500. And you'll get it. That's your increased premium right there. The market is already taking care of that for you.

"So, who supports it: Hawaii Association of REALTORS, Cornerstone Properties, National Association of Residential Property Managers, numerous other individuals and property management companies.

"Opposition: none. You know why, Mr. Speaker? Because they're out driving truck for a living, mom's working, they're trying to go to school. They don't know about this. They couldn't come and even if they could they're not going to take off time at work to come to do this. We're not helping working families with a measure like this. The market is already taking care of it. We don't need it.

"I understand it, and I see who supports it, and it doesn't say 'working family' on here anywhere in the measure's supporters. Maybe my glasses are fogging up, but I 'm sorry. Thank you."

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you. I'm a landlord. In fact, I will not, well I'm going to pause before I rent to someone with an animal in the future, and I speak from experience. And I know that many of you may have had these experiences or heard of these experiences, but it's tough to rent to people with animals. I think this bill strikes a balance. It allows for landlords to increase a deposit just in case there are damages. I think that's fair.

"Because what's happening now, for families that have pets, you're limited to the places where you can rent. And the volume of apartments and condos and townhouses and homes that you can get into, are being further reduced because we have a law that says you can only charge one month's rent for your security deposit.

"I think if you take a look at this bill, we're all talking about the same thing. We're saying that we need to increase the amount of available rental units for families with pets. This bill does that. This will allow for people like me and other landlords to consider, or reconsider, renting to families with pets because of this new provision, if it should pass.

"So I think some people should take a look at this bill and kind of look at it from the standpoint of landlords that no longer are renting to families with pets. Thank you, Mr. Speaker."

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Possible conflict of interest. I'm a landlord. Thank you," and the Chair ruled, "no conflict."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. I ask that the words of the Representative from Aiea be adopted as my own. I think this is really good policy. We've already recognized, I think in prior legislatures, the importance of an animal or a pet in the lives of most of our constituents. Many of our families do have pets of different pedigree and type, and they are so important that they would even be allowed to be taken into a storm shelter on evacuations.

"So, I think we've already recognized the importance of a family's pet to them. This is consistent with that policy. I think it allows the landlord to address the potential damage that could be incurred because of an animal, whatever pedigree or type it might be, that's reasonable and rational, related to their rental contract. So I think this is good.

"I'd like to also express that I might benefit from this also as a renter myself. It may enable me to have my American Pit Bull Terrier reside with me, instead of residing with my mother right now. Thank you."

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict. I'm a landlord. Thank you," and the Chair ruled, "no conflict."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. I am a landowner. Thank you," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"I did mention it earlier, but I just wanted to officially request a ruling on a potential conflict. I'm a landlord. Thank you," and the Chair ruled, "no conflict."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker, in strong support with written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. For those with pets, renting has always been a challenge. Understandably, landowners are hesitant that they will be faced with property damages caused by pets. This measure addresses these concerns for both persons wishing to rent and willing to pay an additional fee and landowners willing to rent to those with pets. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1316, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 735) recommending that H.B. No. 138, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 138, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 736) recommending that H.B. No. 813, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 813, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 737) recommending that H.B. No. 999, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 999, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 738) recommending that H.B. No. 245, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 245, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 739) recommending that H.B. No. 457, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 457, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. A ruling on a potential conflict. At my law firm I represent community associations and condo associations. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 457, HD 1, entitled: "A BILL

FOR AN ACT RELATING TO ACT 326, SESSION LAWS OF HAWAII 2012, REPORTING REQUIREMENTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representatives Evans, Takumi and Luke, for the Committee on Water & Land and the Committee on Education and the Committee on Finance, presented a report (Stand. Com. Rep. No. 740) recommending that H.B. No. 865, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 865, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Could the clerk please cast a no vote for me. Thank you. I'm concerned about taking school land and using it for other purposes, for private developers such as commercial buildings and other things. I know there have been protections put into the bill, but the basic point is, it will allow some school land in our State now to be developed for other than school purposes. I don't think that's a good idea. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote to this son of PLDC, and a brief comment. Mr. Speaker, for the Representative who, I forget who is the specific one, but the Puuhale Elementary School was to be closed following what in my district was Koko Head Elementary. Both communities fought back and won.

"But Mr. Speaker, this would be such a foot in the door to say, look Puuhale Elementary, you're down in Mapunapuna or you're near the industrial district. We can make better use to put workforce housing in there. We can make better use to get a condo and then we can give DOE a lot more money and they can live happily ever after.

"Mr. Speaker, this came up years ago and it came in a different form, but then the PLDC appeared. This is a clone of that. And it's a great cause, we want to fund education, we want to get good results for our kids. But the way that this thing is now timed with the PLDC and it looks and walks and almost smells like it, I don't think in good conscience that we should be pushing this legislation. Thank you."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 865, HD 1. According to the bill description, this bill 'Establishes framework for the development of twenty-first century schools through the redevelopment of public school lands by the DOE.' Although I am in favor of supporting teachers while developing and maintaining our school infrastructure, I also recognize that this bill will move us into uncharted territory, in terms of the use of State lands that are designated for public school usage.

"Mr. Speaker I am also concerned that the Legislature may be making the same mistake that was done in the past with the Public Land Development Corporation.

"For these reasons Mr. Speaker, I rise with reservations on House Bill 865, HD 1."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just two short comments. I really appreciate the work of the Committees on this bill, and I want to note the limitation to no more than five school projects as part of this program. I think that's a step forward with this bill. I'd also like to say, as this bill moves forward, and say the DOE is to be given this authority, that they truly do integrate a very meaningful community engagement process, because I think that will help to reassure some of the concerns and reservations out there. Thank you, Mr. Speaker."

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representative Belatti be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 865, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL REDEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives McDermott, Thielen and Ward voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 741) recommending that H.B. No. 1130, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1130, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 742) recommending that H.B. No. 373 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 373, entitled: "A BILL FOR AN ACT RELATING TO MAMMOGRAPHY REPORTING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 743) recommending that H.B. No. 652 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 652 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 652, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

At 1:34 o'clock p.m., Representative Luke requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:37 o'clock p.m.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 744) recommending that H.C.R. No. 37 be adopted.

Representative Saiki moved that the report of the Committees be adopted, and that H.C.R. No. 37 be adopted, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A PERPETUAL, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN KAPAHULU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, AND REPAIR OF AN EXISTING SEAWALL AND STEPS," was adopted, with Representatives Carroll and Jordan voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

At 1:42 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:42 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi were excused.)

UNFINISHED BUSINESS

H.B. No. 353, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 353, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 430, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 504, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 504, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 506, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 506, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 293, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 293, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE MICROBE," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 1282, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY SERVICE," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 1203, HD 1:

Representative Saiki moved that H.B. No. 1203, HD 1 pass Third Reading, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, with great reluctance I rise in opposition to this. I have so much respect and *aloha* for the Chairman of the Committee, who is a very good friend of mine. My only concern, and I understand the testimony was impassioned and heartfelt from some great leaders. My only concern is that we would limit the pool and not allow folks like General Lee or Bob Fishman, who we all know, wouldn't be allowed to be considered for selection as Adjutant General.

"And part of that job is, there's more to it than just being a great soldier. And I understand the concerns, but for that reason, limiting the pool, I'm going to say no. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. My concerns are very similar to the concerns shared by the Representative from Ewa in regards to this bill. As a member of the 442nd 100th Infantry Battalion, it would exclude my unit as well as many other soldiers and service members who served outside of the Hawaii National Guard, from possible inclusion and selection in leadership for our unit here. And for those reasons, Mr. Speaker, I'm opposed."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Mr. Speaker, I also stand in opposition for this matter. I understand that there are unique missions that are inherent to the guards alone. However, if you're up for selection for Adjutant General, you have proven to yourself that you are intelligent, *akamai*, and capable of learning anything in front of you. Not so many people, Mr. Speaker, get to that level.

"To bar anybody from the reserves who are from Hawaii and have lived here in Hawaii to be considered to be the leader in the National Guard, in my opinion, is limiting the chances of leadership for the people of Hawaii. There are those people from the reserves in this State, Mr. Speaker, that could do the job. Yes, there are special missions, but those missions can be learned. And anybody that got into that level is flexible enough to occupy that role. Thank you, Mr. Speaker.

"Oh, I'm now retired from the reserves so I don't have to get a ruling of a potential conflict. Thank you."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, ruling on a potential conflict. I'm a member of the National Guard," and the Chair ruled, "no conflict."

Representative Takai continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just briefly in support. Thank you, Mr. Speaker. I understand the concerns raised by the previous speakers, but the National Guard has a very unique mission unlike any other, across the world in fact.

"If you take a look at even the active duty service members who serve us well in the Army Reserves, or the Navy in Pearl Harbor, or Air Force at Hickam, or for that matter even the Army soldiers at Schofield. Their missions are very focused, focused on a federal mission with the Commander in Chief being the President of the United States.

"The National Guard here in Hawaii and across the entire nation has a very unique additional mission, and that is to serve the people of their respective states, and in Hawaii is to serve at the pleasure of the Governor, but more importantly, to serve us here in Hawaii.

"And what do I mean by that? Well I mean things like State Civil Defense, homeland security, the Youth Challenge Program, the State Office of Veterans Services, the Counter Drug Program, and even sea burning or responses to chemical, nuclear, biological or explosive events. Those are very unique missions immediately addressed only by the National Guard. And as such, I think it's important to have National Guard experience.

"General Lee, as mentioned by the previous speaker, was the Adjutant General for the State. And he's an outstanding individual. But General Lee lacked the experience of being in the Guard. And I think that it mattered, it really did matter from my perspective on two points.

"Number one, the people that have served the Guard for many, many years, they look forward to one day possibly being the General. And for someone to just kind of come in and take that position is demoralizing. So that's one point.

"But number two, I think without the experience of going through being a National Guardsman, going through efforts like Makani Pahili and hurricane response or disaster response in Iniki on the island of Kauai or on the Waianae Coast, it's difficult I think to take an organization and lead it without that experience.

"So I think those two points are critical as we take a look at this bill. I'll just leave everything else for written comments, Mr. Speaker, in support. Thank you."

Representative Takai's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in strong support of House Bill 1203. House Bill 1203 provides preference for a person who has had at least five years of service as an active commissioned officer in the Hawaii National Guard, whether Army, Air, or both for eligibility to serve as Adjutant General.

"The role of the Adjutant General in Hawaii is very unique in that it is more than that of a military leader. To define the role in only military terms will be too narrow. Unlike most of the other states, the Adjutant General of Hawaii is not only the commander of the Army and Air National Guard, the TAG is also:

"**Director of State Civil Defense**, therefore head of emergency management in the State of Hawaii. This is a tremendously important role the TAG of Hawaii plays. It is important for the people of Hawaii to have someone that has experience in working in this system before he becomes in-charge of it. You would not get much of this experience outside the National Guard.

"**Homeland Security Advisor to the Governor**. In charge of the security for the State of Hawaii for all hazards to include terrorism, cyber attack, nuclear, biological attack and more. This is another very important job that the Hawaii TAG has. There are only 12 other TAGs in the United States that have this role also. Military training alone will not prepare you to take on this role. Building the strategy for this department is key. Having prior networking and understanding and having experience working with local, State, and federal law enforcement is important. Having the ability to work with the private sector in this area is also important.

"**State Authorization Agent** for which all Department of Homeland Security Grants come through for the State of Hawaii. He should understand how the FEMA grant system works and provide strong leadership in collaboration across the State to define capability gaps and use proper DHS grants to mitigate those gaps. The grants funds in the State of Hawaii have decreased appreciably and understanding how to try increase the amount of funding the State of Hawaii can write to is tremendously important.

"**Responsible for the Youth Challenge Program in the State.** Hawaii is one of a few States that have more than one program. Understanding and using this program to help save Hawaii's at risk kids is key.

"**Has oversight of the Hawaii State Office of Veteran Services**.

"**In-charge of the State's Civil Support Team** which is on call to help across the State in responding to any chemical, biological, radiological, and nuclear incident. There is no other unit like this in any of the other services.

"**In-charge of State's Counter Drug Program.** Current TAG needs to understand its critical role in the community and fight for its federal budget. This will be with the National Guard Bureau in the Pentagon.

"In-charge of the Hawaii National Guard Chemical, Biological, Radiological, Nuclear, and Explosive (CBRNE) Enhanced Response Force Package (CERF-P) team. A team that has medical, urban search and rescue and decontamination components and used in any consequence management response here in our State. We have sent portions to help American Samoa after their earthquake and tsunami response. Key for TAG to understand its role, how to resource it and deploy it.

"The TAG is the senior leader of the Hawaii National Guard Association organization, which is the State component of the overall National Guard Association of the United States (NGAUS). These two organizations provide National Guard inputs to Congress for those issues to promote National Guard readiness and welfare concerns. The TAG must understand his National Guard units to help affect changes that need to be advocated to congress.

"The TAG is also a member of the Adjutant General Association of the United States (AGAUS). This organization is made up of all the TAGs of the 54 States and Territories. This group meets to provide requirements, policy and direction for issues and concerns on the readiness, equipment, force structure, and military construction to the Chief of the National Guard as well as the Congress of the United States. The TAG must know how the Pentagon works, how the Congress of the United States work, and above all know his own state's congressional delegation to help provide the information and updates to them for any political influence needed.

"The role of the TAG in Hawaii is more than just a military leader. To only define the qualifying criteria solely in terms of the military aspect is too narrow and would not provide the people of the State of Hawaii the best selection for the TAG. The National Guard is a State entity and there is no other organization like it in the world. The role of the TAG in Hawaii and the two other key roles he plays as the Director of State Civil Defense and Homeland Security Advisor to the Governor is also unique and only duplicated in 12 other states.

"Therefore to truly understand the National Guard, its interrelationship with Domestic Operations, Homeland Security within the State Department of Defense, to lead it at the highest level, and to be effective immediately upon selection, a person needs to have spent some time in the National Guard. The requirement to at least be a Lieutenant Colonel (0-5) or above is also important. It ensures a minimum amount of professional development, experiences and maturity to become a General Officer and operate in that circle.

"The proposed criteria are broad enough and offer good requirements for qualifications as a TAG for the people of the State of Hawaii."

Representative Takai also submitted the following documents:

TAG Requirement Spreadsheet

STATE	APPOINTED WITH NATIONAL GUARD EXPERIENCE	5 YEAR STATE REQUIREMENT	AT OR HIGHER THAN FIELD GRADE	RANK	QUALIFICATION
Alabama	1	0	0	COMMISSIONED OFFICER	Appointed from active officers of the National Guard, with at least 6 years of service, 2 years in the line and 4 years in the active National Guard
Alaska	1	1	1	GENERAL GRADE	Officer appointed to person with at least 5 years in the Alaska Air National Guard or Alaska Army National Guard
Arizona	1	1	1	GENERAL GRADE	Appointee shall be citizen of the U.S. and a resident of the state of Arizona and shall have served not less than 5 years in the Arizona National Guard
Arkansas	1	1	1	FIELD GRADE	Appointee shall be citizen of the U.S. and a resident of the state of Arkansas and in service as a commissioned officer for 15 years
California	1	0	1	FIELD GRADE	At least 10 years of commissioned service, of which at least four years shall be service in the California National Guard
Colorado	1	1	1	LL COLONEL	10 years military service in the armed forces of this state, or of the United States; with at least 5 years as commissioned officer in the Colorado National Guard
Connecticut	0	0	0	COMMISSIONED OFFICER	The adjutant general shall have had at least 10 years commissioned service in the armed forces of the United States
Delaware	1	0	0	COMMISSIONED OFFICER	Appointee must have served as a commissioned officer of the Delaware National Guard of the armed forces of the United States
District of Columbia	0	0	0		It is hereby provided that the adjutant general shall have had previous military experience
Florida	0	1	1	COLONEL	A federally recognized officer of the Florida National Guard, who has served in the Florida national Guard for the preceding 5 years
Georgia	1	1	1	FIELD GRADE	in the organized militia of the state, in the armed forces of the United States or a reserve component thereof and shall have served not less than 5 years
Guam	1	0	1	LL COLONEL	He or have been a federally recognized commissioned officer in the National Guard of Guam or the armed forces of Guam
Hawaii	1	0	1	FIELD GRADE	in the national guard, state defense force, or other branch of the armed forces of this or any other state or territory of the United States, or in the armed forces of the United States, or a reserve component
Idaho	1	1	1	COLONEL	a federally recognized member of the national guard with current service of not less than 6 years as a commissioned officer in the National Guard of Idaho
Illinois	1	1	1	COLONEL	10 or more years of active commissioned service in a component of the U.S. armed forces, the active Illinois Army or Air National Guard
Indiana	0	0	0	BRIGADIER GENERAL	The adjutant general must hold the rank of not less than brigadier general

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TAG Requirement Spreadsheet

STATE	APPOINTED WITH NATIONAL GUARD EXPERIENCE	5 YEAR STATE REQUIREMENT	AT OR HIGHER THAN FIELD GRADE	RANK	QUALIFICATION
New Jersey	1	1	1	COLONEL	The adjutant general shall be appointed from federally recognized general officers in the National Guard who have served therein for the preceding 10 years or federally recognized commissioned officers in the National Guard, who have served therein for the preceding 10 years and are now serving in a military grade not below that of a colonel, such officers having the qualifications to become federally recognized as brigadier general of the line, New Jersey Army National Guard, or brigadier general, New Jersey Air National Guard
New Mexico	1	0	1	MAJOR	Officer for 3 years immediately preceding his appointment as the adjutant general of New Mexico has been federally recognized as an officer in the National Guard of New Mexico and who during his service in the National Guard of New Mexico has received federal recognition in the rank of major or higher
New York	0	0	0	Army National Guard, MAJOR GENERAL; Air National guard, BRIGADIER GENERAL	No person shall be appointed as adjutant general who has less than 5 years commissioned service in an active status in any component of the armed forces of the United States.
North Carolina	0	0	0	COMMISSIONED OFFICER	Appointee must have served as an officer in the armed forces of the United States.
North Dakota	1	0	1	LL COLONEL	each candidate for the office must have been a federally recognized commissioned officer of the National Guard for a period of at least 3 years immediately preceding the appointment
Ohio	1	1	1	COLONEL	the adjutant general at the time of appointment shall be a federally recognized officer in the Ohio National Guard; not less than 5 years service in the Ohio National Guard
Oklahoma	1	0	1	COLONEL	Must have been a federally recognized officer of the National Guard of Oklahoma
Oregon	1	1	1	LL COLONEL	a person must be an officer of the Oregon National guard, must have completed at least 6 years service in the Oregon National guard
Pennsylvania	1	1	0	COMMISSIONED OFFICER	No adjutant general shall be appointed who shall not have served at least 10 years as commissioned officer in the Pennsylvania National Guard

TAG Requirement Spreadsheet

STATE	APPOINTED WITH NATIONAL GUARD EXPERIENCE	5 YEAR STATE REQUIREMENT	AT OR HIGHER THAN FIELD GRADE	RANK	QUALIFICATION
Iowa	1	0	1	COLONEL	federally recognized commissioned officer in the U.S. Army or Air Force, U.S. Army or Air National Guard, or U.S. Army or Air Force Reserve
Kansas	1	1	0	COMMISSIONED OFFICER	The person appointed shall have served at least 5 years as a commissioned officer in the Kansas National Guard and shall have been an officer in the armed forces of the United States
Kentucky	1	0	0	OFFICER	The administrative staff shall consist of the adjutant general and such other officers of the Kentucky National Guard
Louisiana	1	1	1	COLONEL	citizen of the state for at least 15 years prior to appointment and have served at least 5 years commissioned service in the Louisiana National Guard
Maine	1	0	1	COLONEL	Appointee must have attained the federally recognized rank of colonel in the Maine National Guard
Maryland	1	0	1	COLONEL	1) have at least 2 years of commissioned field grade service in the National Guard; 2) have attained at least the rank of colonel; and 3) meet the requirements for federal recognition at the rank of major general
Massachusetts	1	1	1	LL COLONEL	active commissioned officer in the Massachusetts National Guard, Army or Air Force reserve, of not less than 5 years, or in the National Guard of the U.S.
Michigan	1	1	1	FIELD GRADE or GENERAL GRADE	The adjutant general shall have served as an officer of field or general grade in the state military establishment for not less than 5 years before appointment
Minnesota	1	1	1	FIELD GRADE	at the time of appointment shall be a commissioned officer of the National Guard of this state, with not less than 10 years military service in the National Guard of this state
Mississippi	1	0	1	COLONEL	shall have served 7 years in the armed forces of the United States, with at least 3 years of service in the Mississippi National Guard
Missouri	1	1	1	FIELD GRADE	10 years of previous military service as a commissioned officer with the military forces of this state, or the United States, 5 years of service being in field grade
Montana	1	1	1	LL COLONEL	The adjutant general must be selected from the active list of the National Guard of this state and have at least 10 years of service as an officer of the active national guard of this state during the 15 years immediately preceding appointment.
Nebraska	1	1	1	LL COLONEL	Appointee must be an officer who has actively served in the National Guard of this state for at least 5 years
Nevada	1	1	1	LL COLONEL	a person must be an officer of the Nevada National Guard, federally recognized in the grade of lieutenant colonel.
New Hampshire	1	1	1	COLONEL	At the time of appointment, the adjutant general shall have had not less than 5 years of service as a member of the New Hampshire National Guard

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Adjutants General - Terms and Qualifications
February 8, 2013

State:	Statutory Citation:	Length of Term:	Qualifications:
Alabama	Ala Code §31-2-58	Pleasure of the governor	The adjutant general shall be appointed from among active officers of the federally recognized National Guard, and he shall have had at least six years' service therein, two years of which must have been in the line, and he shall have served as a commissioned officer in the active National Guard for not less than four years.
Alaska	Alaska Stat. §26.05.160 and 26.05.210	Pleasure of the governor	In appointing the adjutant general, the governor may give preference to a person who has served at least five years in the Alaska Army National Guard or the Alaska Air National Guard. To be eligible for appointment as adjutant general, a person must be a citizen of the state and must be a federally recognized general-grade officer in the Alaska National Guard or an officer who has the qualifications to gain federal recognition as a general-grade officer either in active status or in retirement status eligible for reappointment as a general-grade officer.
Arizona	Ariz. Rev. Stat. Ann.	Pleasure of the governor	The person appointed shall be a citizen of the United States

TAG Requirement Spreadsheet

Puerto Rico	1	1	1	LL COLONEL	shall have served in the National Guard of Puerto Rico at least for a term of not less than 5 years
Rhode Island	0	0	1	COLONEL	shall have served not less than 5 years in one or more of the federal services,
South Carolina	1	1	1	COLONEL	who has a minimum of 15 years active commissioned service in the South Carolina National Guard
South Dakota	1	1	0	COMMISSIONED OFFICER	the adjutant general shall be a federally recognized commissioned officer of the South Dakota National Guard, with not less than 10 years military service
Tennessee	1	0	0	GENERAL GRADE	The adjutant general shall be a member of the Tennessee National Guard who meets all of the qualifications to be a federally recognized general officer
Texas	1	1	1	FIELD GRADE	when appointed be serving as a federally recognized officer of not less than field grade in the Texas National Guard; have completed at 10 years service
Utah	1	1	0	COMMISSIONED OFFICER	shall be a citizen of Utah. Shall be a federally recognized commissioned officer of the national Guard of the U.S. with no fewer than 10 years commissioned service in the Utah National Guard.
Vermont	0	0	0	Not specified in statute	Not specified in statute
Virginia	1	1	1	FIELD GRADE	No person shall be appointed adjutant general who shall not have had at least 10 years commissioned service in the Virginia National Guard in at least field grade.
Virgin Islands	0	0	0	COMMISSIONED OFFICER	1) be a citizen of the United states; 2) have resided in the Virgin islands at least one year immediately prior to his appointment; 3) be a commissioned officer or a former commissioned officer of the armed forces of the United States
Washington	1	1	1	FIELD GRADE	officer not below the rank of a field grade officer who has had at least 10 years service as an officer on the active list of the Washington Army National Guard or the Washington Air National Guard
West Virginia	1	1	1	FIELD GRADE	6 years commissioned service and attained field grade or higher rank in the organized militia of this or some other state or in the armed forces of the United States
Wisconsin	1	0	1	COLONEL	be a current participating member of: a) The Wisconsin Army National Guard; b) The Army National Guard of the U.S.; c)The U>S> Army Reserve; d) The Wisconsin Air National Guard; e) The Air National Guard of the United States; f) The U.S. Air Force Reserve
Wyoming	1	0	1	LL COLONEL	have been a member of the Wyoming National Guard for at least 4 years immediately preceding his appointment, have attained at least the rank of lieutenant colonel, be a resident of the state of Wyoming
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			who has attained the grade of lieutenant colonel or a higher grade with federal recognition in such grade at least one year prior to his or her appointment as adjutant general.
Connecticut	Conn. Gen. Stat. §27-19	A term of four years, from such first day of July and until a successor is appointed and qualified, or until age 64, whichever comes first	The adjutant general shall have had at least 10 years' commissioned service in the armed forces of the United States.
Delaware	Del. Code Ann. tit. 20, §122	Pleasure of the governor	To be eligible for appointment to the office of adjutant general a person must have served as a commissioned officer of the Delaware National Guard or the armed forces of the United States. The governor may authorize the position of adjutant general to be held at the rank of lieutenant general.
District of Columbia	D.C. Code Ann. §49-301	Pleasure of the president and until 64, unless retired prior to that time by reason of resignation, disability, or for cause to be determined by a court-martial legally convened for that purpose	It is hereby provided that the adjutant general shall have had previous military experience.
Florida	Fla. Stat. §250.10	Pleasure of the governor	A federally recognized officer of the Florida National Guard, who has served in the Florida National Guard for the preceding five years and attained the rank of colonel or higher.
Georgia	Ga. Code §38-2-150	Concurrent with and at the pleasure of the appointing governor	The adjutant general shall not be less than 30 nor more than 65 years of age. No person shall be eligible to hold the office of adjutant general unless he or she holds or has held a commission of at least the rank of field grade or the equivalent in the organized militia of the state, in the armed forces of the United States, or in a reserve component thereof and shall have served not less than five years in one or more of such services at the time of his or her appointment.

	§26-101		and a resident of the state of Arizona. At the time of the appointment, the person appointed shall have qualifications required by the United States Department of Defense for the adjutant general and shall attain federal recognition in a grade not less than brigadier general not later than one year after the appointment. The adjutant general shall have served not less than five years in the National Guard of Arizona in the last 10 years.
Arkansas	Ark. Stat. Ann. §12-61-105 and §12-61-201	Appointed by the governor	To be eligible for appointment, he shall be a citizen of the United States and a resident of the state of Arkansas, and: (1) He must be an officer in the active militia with not less than seven successive years' service immediately next preceding his appointment; or (2) He must have been in service in the active militia of this state as a commissioned officer for a period of 15 years, eight of which were as a field grade officer or general officer, or both combined; or (3) He must have held the rank of a field grade officer in the active militia and, as such, have been called into federal service and have commanded a unit during such service.
California	Cal. Military & Veterans Code §160 *through* 190	Pleasure of the governor	No person is eligible for appointment as adjutant general unless he had not less than a total of 10 years of commissioned service in the National Guard of the United States, of which at least four years shall be service as a field grade officer in the California National Guard within the preceding 10-year period prior to the date of appointment and of which at least four years shall have been in command of army or air troops at the battalion or equivalent or higher command level or four years as a staff officer at brigade or equivalent or higher staff level.
Colorado	Colo. Rev. Stat. §28-3-105	Pleasure of the governor	At the time of appointment shall be a commissioned officer of the National Guard of this state with not fewer than 10 years' military service in the armed forces of this state or of the United States at least five of which have been commissioned service in the Colorado National Guard, and

Guam	Guam Code Ann. tit. 10, §63201	Serve until such time as his replacement is appointed by *I Maga'lahen Guahan* or until he resigns	Have such rank and qualifications as *I Maga'lahen Guahan* may prescribe, and he shall: (a) be, or have been, a federally recognized commissioned officer in the Army or Air Force or their Reserve components in the grade of at least lieutenant colonel (O-5, Promotable) pursuant to Army or Air Force promotion regulations and policies at the time of appointment; (b) be promoted in the Guam Army or Air National Guard, as appropriate, at the discretion of the Commander-in-Chief, to a grade not to exceed lieutenant general (O-9).
Hawaii	Hawaii Rev. Stat. §121-7	Concurrent with the appointing governor	No person shall be eligible for appointment as adjutant general unless the person holds or has held a commission of at least a field grade officer, federally recognized as such, or its equivalent in the national guard, state defense force, or other branch of the armed forces of this or any other state or territory of the United States, or in the armed forces of the United States or a reserve component thereof and has served as a commissioned officer in one or more of the armed services for at least 10 years. The adjutant general shall have the grade of a general officer.
Idaho	Idaho Code §46-111	Concurrent with and at the pleasure of the appointing governor	No person is eligible for appointment as adjutant general unless he is a federally recognized member of the national guard with current service of not less than six years as a commissioned officer in the National Guard of Idaho and has attained the rank of colonel or above.
Illinois	Ill. Rev. Stat. ch. 20, §1805/14 and ch. 20, §1805/16	Two years	The adjutant general and the assistant adjutants general shall have had 10 or more years of active commissioned service in a component of the U.S. armed forces, the active Illinois Army National Guard, or active Illinois Air National Guard, as appropriate, and have attained at least the grade of or equivalent to colonel or lieutenant colonel, respectively.
Indiana	Ind. Code §10-16-2-6	Concurrent with the appointing governor	The adjutant general must hold the rank of not less than brigadier general.

Iowa	Iowa Code §29A.11	The adjutant general shall hold office for a term of four years and at the pleasure of the governor	At the time of appointment the adjutant general shall be a federally recognized commissioned officer in the United States Army or Air Force, the Army or Air National Guard, the Army or Air National Guard of the United States, or the United States Army or Air Force reserve who has reached at least the grade of colonel and who is or is eligible to be federally recognized at the next higher rank.
Kansas	Kan. Stat. Ann. §48-203	The term of office of officers appointed pursuant to this section shall be during the pleasure of the governor appointing them and until their successors are appointed and confirmed.	The person appointed shall have served at least five years as a commissioned officer in the Kansas National Guard and shall have been an officer in the armed forces of the United States.
Kentucky	Ky. Rev. Stat. §36.110	The staff shall be appointed by the governor and shall hold office during his pleasure or during the term for which he was elected.	The administrative staff shall consist of the adjutant general and such other officers of the Kentucky National Guard, of the grade prescribed by the Department of Defense of the United States for the administrative staff for Kentucky, as are detailed by the governor.
Louisiana	La. Rev. Stat. Ann. §29:10	He shall hold office for a term of four years or until the appointment and qualification of his successor; and shall not be dismissed except for just cause.	The adjutant general shall have been a citizen of the state for at least 15 years prior to his appointment. He shall be appointed from active federally recognized officers of the Louisiana National Guard who have had at least seven years of federally recognized commissioned service in the Louisiana National Guard and have attained the federally recognized rank of colonel.
Maine	Me. Rev. Stat. Ann. tit. 37-B, §3 and 37-B, §107	Pleasure of the governor	A person appointed adjutant general or assistant adjutant general must have attained the federally recognized rank of colonel in the Maine National Guard and meet the criteria for federal recognition as a general officer for either the United States Army National Guard or the United States Air National Guard as prescribed by federal service regulations.
Maryland	Md. Public Safety Code Ann. §13-301	Concurrent with the appointing governor	At the time of appointment, the adjutant general shall: (1) have at least two years of commissioned field grade service in the National Guard; (2) have attained at least the rank of colonel; and (3) meet the requirements for federal recognition at the rank of major general.

Massachusetts	Mass. Gen. Laws. Ann. ch. 33, §15	Concurrent with the appointing governor. He shall thereafter hold his position until he reaches the age of 65 years unless separated prior to that time by resignation, disability, or for cause by a court-martial legally convened for that purpose.	To be eligible for initial appointment on the state staff, an officer shall have federal recognition in an organization or unit of the Massachusetts National Guard, Army or Air. The adjutant general shall be appointed by the governor, in his capacity as commander-in-chief, from those persons who are, or have been, active commissioned officers in the Massachusetts National Guard, Army or Air, for a period of not less than five years and who have attained, while serving therein, or in the National Guard of the United States, a grade not lower than that of lieutenant colonel.
Michigan	Mich. Comp. Laws §32.700 *through* §32.710	The adjutant general shall serve at the pleasure of the governor, and unless sooner relieved, shall serve until the age of 64.	The adjutant general shall have served as an officer of field or general grade in the state military establishment for not less than five years before appointment.
Minnesota	Minn. Stat. §190.07	The term of the adjutant general is seven years from the date of appointment.	The adjutant general shall be a staff officer, who at the time of appointment shall be a commissioned officer of the National Guard of this state, with not less than 10 years military service in the National Guard of this state or the armed forces of the United States, at least three of which shall have been commissioned and who shall have reached the grade of a field officer.
Mississippi	Miss. Code Ann. §33-3-7	The four-year term shall expire with the expiration of the appointing governor's term of office.	To be eligible for such appointment, the adjutant general shall have attained at least the rank of colonel, shall be eligible to receive federal recognition upon his appointment, and shall have served at least seven years in the armed forces of the United States, either in active federal service or as a member of a reserve component, with at least three years of such service in the Mississippi National Guard. At least five years of such service shall have been as a commissioned officer.

Missouri	Mo. Rev. Stat. §41.140	Concurrent with the appointing governor	There shall be an adjutant general of the state with not less than 10 years of previous military service as a commissioned officer with the military forces of this state, or the United States, or in any or all of such services combined, five years of the service being in field grade.
Montana	Mont. Code Ann. §2-15-1201 and §2-15-1202	Pleasure of the governor	The adjutant general must: (a) have the rank of major general; (b) be selected from the active list of the National Guard of this state; (c) be federally recognized in the rank of lieutenant colonel or higher, immediately preceding appointment; (d) have at least 10 years of service as an officer of the active national guard of this state during the 15 years immediately preceding appointment.
Nebraska	Neb. Rev. Stat. §55-120 and §55-121	Until age of 64 unless retired prior to that time by reason of resignation, disability, or pursuant to applicable regulations issued by the Department of the Army or the Department of the Air Force.	The adjutant general shall be appointed by the governor from the active or retired commissioned officers of the National Guard of this state. Such adjutant general shall be or have been a commissioned officer who has actively served in the National Guard of this state for at least five years, shall have attained at least the grade of lieutenant colonel, and shall be able to become eligible for promotion to general officer. If a retired officer is appointed, he or she shall not have been retired for more than two years at the time he or she is considered for appointment.
Nevada	Nev. Rev. Stat. §412.042 and §412.044	Four-year term or until relieved by reason of resignation, withdrawal of federal recognition or for cause to be determined by a court-martial. The current term of an adjutant general shall continue until its prescribed expiration date while such adjutant general is serving in a federal active duty status under an order	To be eligible for appointment to the office of adjutant general, a person must be an officer of the Nevada National Guard, federally recognized in the grade of lieutenant colonel or higher, and must have completed at least six years' service in the Nevada National Guard as a federally recognized officer.

			major general. The New York Air National Guard shall be commanded by a general officer who shall be federally recognized or qualified for federal recognition in a grade not below that of brigadier general, and who has received an aeronautical rating as a pilot of service types of aircraft.
North Carolina	N.C. Gen. Stat. §127A-19	Pleasure of the governor	No person shall be appointed as adjutant general who has less than five years' commissioned service in an active status in any component of the armed forces of the United States.
North Dakota	N.D. Cent. Code §37-03-01	The term of office is for six years and commences on July 1, 2001, and on every sixth anniversary thereof.	Each candidate for the office must have been a federally recognized commissioned officer of the National Guard for a period of at least three years immediately preceding the appointment, must have obtained the rank of lieutenant colonel or higher, and must have completed the educational requirements for appointment as a federally recognized general officer.
Ohio	Ohio Rev. Code Ann. §5913.02 and §5913.021	Pleasure of the governor	The adjutant general at the time of appointment shall be a federally recognized officer in the Ohio National Guard in the grade of colonel or above. The adjutant general shall have not less than 10 years' commissioned service in the armed forces of the United States, not less than five years of that service being in the Ohio National Guard, and shall at all times during their tenure of office be federally recognized officers of the Ohio national guard. The provisions of this section relative to federal recognition shall be suspended during any period of emergency when the majority of the units of the Ohio national guard are in the federal service. In that event, retired officers of the Ohio National Guard shall be eligible to serve as adjutant general, assistant adjutant general for army, assistant adjutant general for air, and assistant quartermaster general for the duration of such emergency or until a majority of the units of the Ohio National Guard are released from federal service.
Oklahoma	Okla. Stat. tit. 44, §24	Pleasure of the governor	No person shall be eligible to hold the office of the adjutant

		or call by the President of the United States.	
New Hampshire	N.H. Rev. Stat. Ann. §110-B:8	The adjutant general shall be appointed as provided in the constitution and the tenure of office shall be until the officer has reached the age of 65 years.	At the time of appointment, the adjutant general shall have had not less than five years of service as a member of the New Hampshire National Guard, immediately preceding that appointment, shall have attained at least the rank of colonel and shall be eligible for federal recognition by the department of defense as a brigadier general.
New Jersey	N.J. Rev. Stat. §38A:3-3	Concurrent with appointing governor	The adjutant general shall be appointed from: (a) federally recognized general officers in the National Guard who have served therein for the preceding 10 years; or (b) federally recognized commissioned officers in the National Guard, who have served therein for the preceding 10 years and are now serving in a military grade not below that of a colonel, such officers having the qualifications to become federally-recognized as brigadier general of the line, New Jersey Army National Guard, or brigadier general, New Jersey Air National Guard.
New Mexico	N.M. Stat. Ann. §20-1-5	Five years. The adjutant general shall not be removed from office during the term for which appointed, except for cause to be determined by a court-martial or efficiency board legally convened for that purpose in the manner prescribed by the National Guard regulations of the United States department of defense.	The governor shall appoint as the adjutant general of New Mexico an officer who for three years immediately preceding his appointment as the adjutant general of New Mexico has been federally recognized as an officer in the National Guard of New Mexico and who during his service in the National Guard of New Mexico has received federal recognition in the rank of major or higher.
New York	N.Y. Military Law §11 and §40	Pleasure of the governor	The New York Army National Guard shall be commanded by a general officer who shall be federally recognized or qualified for federal recognition in a grade not below that of

Puerto Rico	P.R. Code Ann. tit. 25, §2059	Pleasure of the governor	The adjutant general shall comply with the following requirements: Be a citizen of the United States of America and must have lived in Puerto Rico for at least one year prior to his appointment. Shall be an officer who has or may have had the corresponding federal acknowledgement as officer of the armed forces of the United States, shall be in the service of, or shall have served in the National Guard of Puerto Rico at least for a term of not less than five years and shall have reached the grade of lieutenant colonel or its equivalent rank.
Rhode Island	R.I. Gen. Laws §30-2-12 and §30-2-13	Appointed by the governor and shall hold office for a term of four years from the time of appointment and until his or her successor shall be appointed in his or her place and stead, provided, however, that this appointment may be revoked by the governor for cause or if the adjutant general shall have been found to be physically unfit for service, as provided by §30-3-22.	No person shall be eligible to hold the office of adjutant general unless he or she holds or has held a commission of at least colonel in the armed forces of the United States, or in a reserve component thereof, and shall have served not less than five years in one or more of the federal services, and shall meet the criteria for federal recognition in the rank to which he or she has been appointed as prescribed by the laws and regulations of the United States.
South Carolina	S.C. Const. Art. VI, §7 S.C. Code Ann. §25-1-320 and §25-1-340	Elected by the qualified electors for a term of four years.	If the Office of the Adjutant General is vacated because of the death, resignation, or retirement of the Adjutant General prior to the normal expiration of his term of office, the Governor shall appoint an officer of the active South Carolina National Guard, who is at least the rank of colonel, meets the eligibility requirements for a constitutional officer, and who has a minimum of fifteen years' active commissioned service in the South Carolina National Guard, to fill out the unexpired term of the former incumbent.

			general of this state, unless, at the time of appointment, he or she is a federally recognized officer of the National Guard of Oklahoma, and of the National Guard of the United States, not below the rank of colonel, and that the status as a federally recognized officer, both of the National Guard of Oklahoma and of the National Guard of the United States, shall have existed for at least three years prior to the time of such appointment; or unless, within two years prior to the time of the appointment, he or she has been a federally recognized officer of the National Guard of Oklahoma, and of the National Guard of the United States, not below the rank of colonel, and that during military service he or she served for a period of three years as a federally recognized officer, both of the National Guard of Oklahoma and of the National Guard of the United States; provided that if the National Guard of Oklahoma is in active federal service and no persons having the above qualifications are available within the state, then the governor may appoint, subject to the advice and consent of the Senate, any suitably qualified person who at any time in the preceding 10 years would have been qualified, as above, and who has served at least two years in active federal service in the grade of colonel or higher.
Oregon	Or. Rev. Stat. §396.150	A four-year term or until relieved by reason of resignation, withdrawal of federal recognition or for cause to be determined by a court-martial.	To be eligible for appointment to the office of adjutant general, a person must be an officer of the Oregon National Guard, federally recognized in the grade of lieutenant colonel or higher, and must have completed at least six years' service in the Oregon National Guard as a federally recognized officer.
Pennsylvania	Pa. Cons. Stat. tit. 51, §901	Concurrent with the appointing governor	No adjutant general shall be appointed who shall not have served at least 10 years as a commissioned officer in the Pennsylvania National Guard, or any of the armed forces of the United States or their reserve components; the aforesaid service may be cumulative.

			he entered that service. An officer is no longer eligible to hold the office of adjutant general after becoming 64 years of age.
Vermont	Vt. Stat. Ann. tit. 20, §563	The general assembly shall biennially elect an adjutant and inspector general.	*Not specified in statute*
Virginia	Va. Code §44-11	The adjutant general shall serve at the pleasure of the governor for a term coincident with that of the governor.	No person shall be appointed adjutant general who shall not have had at least 10 years' commissioned service in the Virginia National Guard in at least field grade.
Virgin Islands	V. I. Code Ann. tit. 23, §1508	Concurrent with the appointing governor	To be qualified for appointment to the office of adjutant general, he must--(1) be a citizen of the United States; (2) have resided in the Virgin Islands at least one year immediately prior to his appointment; and (3) be a commissioned officer or a former commissioned officer of the armed forces of the United States.
Washington	Wash. Rev. Code §38.12.030	Concurrent with the appointing governor	Whenever a vacancy has occurred, or is about to occur in the office of the adjutant general, the governor shall order to active service for that position from the active list of the Washington Army National Guard or Washington Air National Guard an officer not below the rank of a field grade officer who has had at least 10 years service as an officer on the active list of the Washington Army National Guard or the Washington Air National Guard during the 15 years next prior to such detail. The officer so detailed shall during the continuance of his or her service as the adjutant general hold the rank of a general officer.
West Virginia	W. Va. Code §15-1A-2	Four years	No person may be appointed adjutant general unless he or she has had at least six years' commissioned service and attained field grade or higher rank in the organized militia of this or some other state or in the armed forces of the United States, or in all combined.
Wisconsin	Wis. Stat. §15.31	Five years, may be	A person must meet all of the following requirements to be

South Dakota	S.D. Codified Laws Ann. §33-1-2	Pleasure of the governor	At the time of appointment, the adjutant general shall be a federally recognized commissioned officer of the South Dakota National Guard, with not less than 10 years military service in the armed forces of this state or of the United States. The officer appointed to the position of adjutant general shall meet all of the requirements of the officer's respective service to be appointed and receive federal recognition as a general officer in that service, including any waivers that may be authorized and granted or delegated by the secretaries of the Army or Air Force, as appropriate.
Tennessee	Tenn. Code Ann. §58-1-115	Concurrent with the term of the governor who appointed the adjutant general, and shall serve as such at the pleasure of the governor.	The adjutant general shall be a member of the Tennessee National Guard who meets all of the qualifications to be a federally recognized general officer.
Texas	Tex. Government Code Ann. §431.022	Appointed by the governor to a term expiring February 1 of each odd-numbered year.	To be qualified for appointment as adjutant general a person must: (1) when appointed be serving as a federally recognized officer of not less than field grade in the Texas National Guard; (2) have previously served on active duty or active duty for training with the army, air force, or marines; and (3) have completed at least 10 years' service as a federally recognized reserve or active duty commissioned officer with an active unit of the United States armed forces, the National Guard, or the Texas National Guard, including at least five years with the Texas National Guard.
Utah	Utah Code Ann. §39-1-12	The adjutant general holds office for a term of six years, unless terminated by resignation, disability, or for cause as determined by a military court or court-martial.	The person appointed to the office shall be a citizen of Utah and meet the requirements provided in Title 32, United States Code. He shall be a federally recognized commissioned officer of the National Guard of the United States with no fewer than 10 years commissioned service in the Utah National Guard. Active service in the armed forces of the United States may be included in this requirement; if the officer was a member of the Utah National Guard when

		appointed to successive terms	appointed as the adjutant general: (1) Hold the federally recognized minimum rank of full colonel. (2) Except for those qualified under sub. (4), be a current participating member of one of the following components: (a) The Wisconsin Army National Guard. (b) The Army National Guard of the United States. (c) The U.S. Army reserve. (d) The Wisconsin Air National Guard. (e) The Air National Guard of the United States. (f) The U.S. Air Force reserve. (3) Be fully qualified to receive federal recognition at the minimum rank of brigadier general and have successfully completed a war college course or the military equivalent acceptable to the appropriate service. (4) If the applicant is already a federally recognized general officer, meet all of the following conditions: (a) Be retired from active drilling status within the proceeding two years. (b) The basis of the applicant's retired status was service with one of the service components noted in sub. (2). (c) Be 62 years of age or less. (d) Continue to be eligible for federal recognition as a major general.
Wyoming	Wyo. Stat. §19-7-103	Pleasure of the governor	A prospective appointee shall possess the following qualifications: (i) Have served as a field, staff or line officer in the United States army or air force, or National Guard, or both, for at least 10 years; (ii) Have been a member of the Wyoming National Guard for at least four years immediately preceding his appointment; (iii) Have attained at least the rank of lieutenant colonel and be federally recognized in that rank at the time of his appointment; and (iv) Be a resident of the state of Wyoming.

Representative Cabanilla rose to respond, stating:

"Thank you, Mr. Speaker. Just a quick rebuttal. The main function of the National Guard is still its federal requirement. Its federal duties nationwide. The state responsibilities that were mentioned are secondary duties, Mr. Speaker. That's why the National Guard is mainly composed of combat arms, because they're for deployment.

"According to the state duties that were mentioned, when you get up to that level, Mr. Speaker, as I previously mentioned, you have been trained for those. And furthermore, when you become an AG, you have about five or six Colonels giving you advice. You are not standing alone. So if the General doesn't have that necessary training or knowledge or know-how, there are five Colonels behind him or behind her, Mr. Speaker. So that knowledge can be augmented and it should not be a showstopper. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. I'd also like to ask if the words from the Representative from Aiea be entered into the Journal as if they were my own. Just a few comments here.

"In the State of Hawaii, the Adjutant General holds three important positions. Command of Hawaii National Guard, homeland security, advisor to the Governor and director of civil defense. Five years of service in the Hawaii National Guard will allow the individual to gain the understanding of Hawaii's culture and the needs of its people, no matter if these officers are crossing from other branches of the military.

"Most states already have this requirement as being requested in House Bill 1203, House Draft 1, and for these reasons I stand in strong support. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, as a veteran I feel compelled to rise in this case with reservations. Mr. Speaker, leadership is about leadership, not what branch of service you're in. When you're in the service, you're in the service. You serve at the pleasure of the President or of the support of the Constitution.

"If this was not a national function it would be called the 'State Guard.' It's not called the 'State Guard,' it's the National Guard. And if we didn't have the National Guard we wouldn't be able to have two wars going on simultaneously in Afghanistan and Iraq. It was the National Guard that was the pillar of those. So to say that it's a state function I think is a little bit of a historical revisionism.

"Secondly, we have a joint chief of staff that doesn't belong to the Army or the Navy or the Air Force. It's the most qualified leader that the President puts in that position. And I think that's what we need to give to the Governor, the most qualified leadership. Leadership is what this is all about. This is like a third-world turf war that we're going into, and generally the civilian control of the military doesn't even bring this kind of stuff up.

"So I think we should get over with it, just let the thing die off and forget about it. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. I understand very clearly what was put forward by the Representative from Aiea. When you limit where you can pick your leadership from, it just narrows the pool of access to what will serve best the people in the State of Hawaii. And I believe that when you limit options, you limit the opportunity to bring in the best and brightest from wherever they may be.

"And I understand that we should definitely have preference for that, understanding the uniqueness of our community would probably best come from within our own National Guard. But why would we limit that. And I think whoever would appoint our Adjutant General would understand that clearly. But if we leave the door open where they can still go out and pick.

"And the mission of the National Guard has been very fluid over the past few years. The driving mission that we've had is the two wars that we've had in Afghanistan and Iraq. And probably during that time, having someone who has a better understanding of the federal nature of the armed services would have been the better person to have leading our National Guard at that time through this era of our history here in the State of Hawaii.

"And that mission may change in the future. Now we've closed the door on the war in Iraq, we're winding down the war in Afghanistan, and the mission will change. But then again, we don't know what's coming down the pipe and we need to be able to be ready for whatever it is.

"And leaving the door open for the selection of the best leader possible, I think is always a good idea. It's always a good idea. Even though we should probably, definitely, weigh in consideration someone who comes from within our own National Guard. Thank you, Mr. Speaker."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Just a ruling on potential conflict. My husband is a member of the National Guard. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 1203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," passed Third Reading by a vote of 43 ayes to 3 noes, with Representatives Cabanilla, Fale and McDermott voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 524:

Representative Saiki moved that H.B. No. 524 pass Third Reading, seconded by Representative Awana.

Representative Fale rose to speak in opposition to the measure, stating:

"I understand the intent of this bill, Mr. Speaker, but I do rise in opposition. And the reason for that is, Mr. Speaker, is that especially coming from, as a member of the unit that I belong to, the soldiers from the 442nd Regimental Combat Team and the 100th Infantry Battalion received the flag of the United States of America in recognition, to honor and remember who they were and the sacrifices that they gave.

"Just from my perspective, Mr. Speaker, if the stars and stripes were good enough for them, I believe they're good enough for anybody else out there. And that the flags that we fight under when we carry the flag of the United States of America and the flag of the State of Hawaii, that this encompasses everything that we do fight for, everything we do believe in and everything that we represent.

"And actually my concern is, is that we've actually reached the point in our community and in society where it's almost a common place thing to see the stars and stripes burn, to be desecrated. So it no longer carries for the average person the meaning that it does for so many who serve in uniform and those who have laid the ultimate sacrifice on the altar of liberty. And I would prefer to see our stars and stripes re-elevated to that status where it would, no question, honor and remember those who have given so much service to our great country including the ultimate sacrifice.

"And so for those reasons, for those who have gone before me, Mr. Speaker, if that was good enough for them, that will be good enough for me, and I believe it will be good enough for everybody else in the future, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 524, entitled: "A BILL FOR AN ACT RELATING TO THE HONOR AND REMEMBER FLAG," passed Third Reading by a vote of 45 ayes to 1 no, with Representative Fale voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 489, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 489, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

H.B. No. 763, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 763, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

At 2:00 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 353, HD 1
H.B. No. 430, HD 1
H.B. No. 504, HD 1
H.B. No. 506, HD 1
H.B. No. 293, HD 1
H.B. No. 1282, HD 1
H.B. No. 1203, HD 1
H.B. No. 524
H.B. No. 489, HD 1
H.B. No. 763, HD 1

REPORTS OF STANDING COMMITTEES

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 745) recommending that

H.B. No. 1327, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1327, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AGENCIES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 746) recommending that H.B. No. 694, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 694, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations and my grave concerns with the loss of revenues possible in 2016 of about $48 million. Thank you."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 694, 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 Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 747) recommending that H.B. No. 1257, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1257, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and a brief comment. Mr. Speaker, this bill has appeared over numerous sessions. It's basically a huge tax increase by having a nexus with just about anybody, from selling flowers on the side of the road to a multinational corporation, because of the nexus factor.

"It has two big problems. One is, I think it's in the Constitutional context, the Interstate Commerce Clause may not allow this, as it has for the streamlined tax in the past not allowed it. And secondly, and surprisingly, DOTAX, in the Finance Committee hearing yesterday, said this is with the language that it uses worse than what it was the way it is using the GE Tax license as a privilege of doing business rather than this nexus of doing business.

"So not even the tax department that would have a boon, said that this would not be in their best interest. In fact, they might even lose money. Counterintuitive, but for those reasons, Mr. Speaker, this is not a good bill. It's a huge tax increase potentially. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. As Hawaii is trying to get into the information age, Mr. Speaker, this bill has a huge potential to significantly push some of the best and brightest further away from the State of Hawaii. It is my objective to help try and create an environment that would foster the inclusion of our youngest and best and brightest within the State of Hawaii. And I would like to see that environment grow and I believe, Mr. Speaker, that this measure does not support keeping our best and brightest here. For those reasons, I oppose it, Mr. Speaker."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, in support with reservations and brief comments. While I do have concerns about the measure, I think it is worth exploring as we try to create equity for small businesses who may not necessarily have an Internet presence, but also have to face the taxation levels for the privilege of doing business here. I think the intent of this measure is just to explore that concept of equitability for those who may only have an Internet presence. So, because I think there is merit in the purpose, I will be supporting this with reservations. Thank you."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1257, 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 Fale, Fukumoto, McDermott, Thielen and Ward voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 748) recommending that H.B. No. 418, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 418, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 749) recommending that H.B. No. 1287, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1287, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I would like to ask the clerk to cast a no vote for me and explain why. Thank you. This bill means, when you go into a corner liquor store to buy a six-pack or a bottle of wine, regardless of your age, the clerk is going to be able to scan your driver's license. The bill was opposed by the Office of Consumer Protection for very good privacy reasons.

"Before this, the businesses were not allowed to scan driver's licenses unless the person appeared to be below the legal age to buy the product."

The Chair addressed Representative Thielen, stating:

"Representative Thielen, focus your comments to the Chair."

Representative Thielen continued, stating:

"Okay, I'm sort of focusing on the bill too, sorry about that. I think it's a dangerous situation. I think there's just been another incidence of identity theft going on in this State. This means that every corner liquor store, every convenience store, 7-11's across the State and others will be able to take your driver's license and scan that very personal information. Information that is far in excess of what they need to see as to whether or not you're old enough to purchase a bottle of alcohol.

"The other thing is that this will apply to all ages, every age. So, as the scammers become faster and more technically adept at stealing personal information, this system probably will feed right into that.

"I'm going to have more information on Third Reading to be able to argue against it if the bill comes out of caucus and does reach the Floor for Third Reading, which I hope it will not. But in talking to some of the people in the high-tech field, they think it's a really bad idea. Thank you."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In strong opposition, Mr. Speaker. This bill offers very small benefit in comparison to the possible harm it will create. Driver's licenses carry a lot of important information that can be used in frauds. And I'm not talking about my birth date, Mr. Speaker. But if you match a name and a birthday, chances are, those high-tech frauds can make something out of it.

"But furthermore, my address is there, Mr. Speaker. And like I've said in the past, my house is my castle and I would only want that address to be given to the people that want to visit me, that I want them to come visit me.

"But when they scan that driver's license, you don't know who's going to get a hold of it or what they're going to do with it. I am for showing my driver's license, Mr. Speaker, but scanning it and not knowing where it will end up, I think is a matter of concern and should be a matter of concern to all of us.

"Again, it's a very small benefit in comparison to the possible harm this measure will hold. For those reasons, I'm in strong opposition."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, it's getting increasingly difficult to protect one's identity and this simply makes it easier. Case in point, I was sitting in Finance a couple of days ago and somebody sent out under my name, under my Gmail, a pro-marijuana paragraph. And my colleagues wondered, 'hey Ward, what are you doing, you switching over or what?' And I had to go back and apologize that that wasn't really me but somebody had taken my identity.

"Now we just had, I think last week, those who were scamming fuel pumps with the credit card, that when you swipe it they have this little thing that transmits the information. And now I understand you can even walk by a person with software and get the information out of their purse or out of their wallet.

"The point is, it's already out there and it's scary. Why make it easier by doing this or having people get temporary jobs who get in there just to collect identification, work for a couple bucks an hour to do that. I think we're just tempting those that are already out there prowling in cyberspace, and I would think we would do better without this bill. Thank you."

Representative Evans rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1287, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cabanilla, Evans, Fale, McDermott, Thielen and Ward voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 750) recommending that H.B. No. 1443, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1443, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, it is with a degree of reluctance that I rise in opposition to this because the author of the bill is a good friend of mine. But this is consistent with my stand against increasing fees and taxes and so on. I would note that when we use the Hurricane Fund money, we never said we would come back with a reinstituted tax. We said we would repay it.

"And that's the tough job that the Finance Chair has, to balance all these competing demands with the limited amount of resources we have. Thank you."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. But first let me thank the Chair of the Finance Committee and the Members for passing it out even though there are a lot of no votes. I guess they might have misunderstood what we're trying to do. Let me tell you a brief history of this bill.

"When Hurricane Iniki struck, all the insurance companies insuring property owners ran away. So we set up a policy which requires up to $1.6 billion to insure all the homes here in the State of Hawaii. Based on that, we were able to insure two-thirds of the homes here in the State of Hawaii. That $1.6 billion will not be enough to cover and insure not even 2,000 homes because the average price of homes now is about $700,000 for residential and condos is over $500,000.

"What this bill does is just to update the numbers. $1.6 billion is not enough, we should raise it. And when it comes to setting up that amount, at that time we had four ways to do it. One is the deductible. Second are the contributions made by the insurance company. The third is $500 million of insurance. And the rest of the $1.6 billion was put up by the State of Hawaii and that includes recording fees at that time.

"The intent of this bill is to make sure that if there's another hurricane, and we don't know when because in our research at that time for the past 100 years most of the hurricanes are from 20 to 25 years apart. Hurricane Iwa in 1982 and Hurricane Iniki in 1992 were freak hurricanes because they were only 10 years apart. If something happens and we are not ready, we might end up calling you back here and saying, let's upgrade those numbers because those numbers will not be enough to cover for our insurance needs and to cover for the protection of our homes.

"The negative impact if we don't do that and if the insurance companies run away again, is one, the lenders will not be able to loan out money because they need to have catastrophic insurance to be able to sell their loans in the secondary market to be able to get more capital to loan out. If there is no mortgage to loan out, the real estate market will come to a screeching halt, because unless it's a cash sale, you might need to borrow money, and the lender will not be able to loan out because they cannot sell their loans in the secondary market, you impact everyone.

"So, we were able to come up with the mechanism which I proposed to save a lot of money and be able to cover a lot of this loan transaction. I guess some of the provisions the bill states might have scared some of the Members that we are competing with the private sector. We are not going to compete with the private sector. If that's what it takes, is for us to put in the bill that we can only activate this policy if, one, the insurance companies will again run away, and two, there's a need for us to do it.

"In our research we also found out, in the hundred years that we did, most, if not all, of the hurricanes occur mostly in Kauai and the North Shore. So, we have to help at one point in time, we have to help out our brothers in Kauai and come up with ways to help them out way back. Not just this bill but other monetary, economic incentives.

"So, I will let you know that this is a bill in progress. As we move along we will make sure that this policy will only be activated if, one, they run away again, meaning the insurance company."

Representative Awana rose to yield her time, and the Chair "so ordered."

Representative Cachola continued, stating:

"And most likely, two, that to preserve and protect the economic condition of Hawaii and most of the households in the State of Hawaii, that we should upgrade it now rather than coming back and doing it when the hurricane occurs. Since we are in session, let's do it. So I urge all the Members to please vote aye on this measure. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, please note my no vote, and a comment please. Coming from the Waianae and Makaha community and living through hurricane Iwa and Iniki, I understand how important this particular measure was, developed after that incident. But going forward we also must be cognizant of our bond rating, and this is a key component to one of our bond ratings going forward.

"So, for that aspect, I think we should table this measure for this point in time. Thank you."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to ask for ruling on a potential conflict. I lived through Hurricane Iniki and I lost my house," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I'm not sure, because when we listened to the testimony and I read the testimony from the prior Committees, the Hurricane Relief Fund folks came, the Council came, people from the tax department came and they said that there may be issues of us losing our federal tax exemptions if we pass this bill. And as the Representative from Kalihi mentioned, another concern was, should government be competing in the private sector. So, for those reasons, Mr. Speaker, I'm standing in opposition to this bill. Thank you very much."

Representative Takayama rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with a mild reservation and a short comment. Until the Representative from Kalihi delivers what he said will be changes, I will be with skepticism and reservations. I've also been reminded and I should remind the Members, we had promised to repay what we otherwise had raided, $76 million that was supposed to go in last year, back into the Hurricane Relief Fund. And in 2013 we were supposed to put back in another $68 million. So, I would say if we could 'show me the money,' I think that there would be some momentum of this without having to charge the mortgage fee that is attached *vis a vis* this particular bill. Thank you, Mr. Speaker."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 1443, HD 1. According to the bill description, this bill 'Authorizes the Hawaii Hurricane Relief Fund to conduct itself as a private entity to participate in the insurance market. Reactivates the special mortgage recording fee. Replenishes the Hawaii Hurricane Relief Fund.'

"Lloyd Lim, the acting Director of the Hawaii Hurricane Relief Fund (HHRF) submitted the following testimony regarding problems with the language of the bill:

'In Section 2 of the bill at page 4, lines 13-15, there is discussion of HHRF acting as private entity. This language could jeopardize the tax exempt status of HHRF which is based on HHRF being seen by the IRS as an integral part of the State of Hawaii. In addition, we do not think this language is necessary to achieve HHRF's goals.

'Section 5 of the bill at page 7 reactivates the special mortgage recording fee. We note that HHRF has no staff and cannot process the fee. Also, please note that this reactivation imposes administrative burdens on the bureau of conveyances.'

"Mr. Speaker, in addition, Alison Powers of the Hawaii Insurers Council submitted testimony in opposition to the HB 1443. Powers commented that, the 'Hawaii Insurers Council opposes this bill. This bill authorizes the Hawaii Hurricane Relief Fund (HHRF) to compete with the personal lines hurricane insurance market. This bill also provides HHRF with certain advantages not available to the private market including, funding from state appropriations, funding from the special mortgage recording fee, and politically controlled rates either through a rate reduction or maintaining them at their existing level when the HHRF has secured from the federal government, financial institutions and/or the issuance of revenue bonds in an amount to be determined by the legislators.'

"For these reasons, Mr. Speaker, I rise with reservations regarding House Bill 1443, HD 1."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. It is a novel idea and one that probably does have some questions about it, but it does seem like it's worth at least exploring further and moving along farther in the legislative process to flush out what the proposal is and what the benefits might be. Thank you."

Representative Cachola rose to respond, stating:

"Mr. Speaker, if I did not do this proposal way back, we should not be saving a lot of money. This is the bill that I had stated before, when I introduced the health unfunded liability.

"I stated that our colleague from Kailua was very skeptical of that bill at the time."

The Chair addressed Representative Cachola, stating:

"Representative, keep the other Representative out. Focus your thoughts on this bill."

Representative Cachola continued, stating:

"So, the way I look at it is, we save a lot of money. I should be given a lot of credit for saving that. Now, it was raided to balance the budget. We will need whatever they took as seed money in case a hurricane occurs. And to my mind, the second part of this bill is to recover those monies and be placed in the Hawaii Hurricane Relief Fund, that will be needed in case an emergency occurs.

"So, those are the things that I think Members will at least take into consideration. I will again promise that this bill is a bill in progress, that we will be able to come up with more or less making changes to tighten this bill so that we will not be competing with the private sector, as well as to assure the Members that we can only use it when the insurance companies will run away again. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker and Members, I wish to speak in favor and have the comments made by the Representative of Hawaii Kai as my own and the comments of the Representative from Kalihi, in his first comments to this measure here, as my own. And just a short note. However you may look at this measure, I think it's a measure that deserves further consideration and I ask this Body to allow it to move up and move on so we can have further discussion on this measure.

"It is a step forward. Certainly it needs a little work, but it's a step forward. 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. 1443, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cheape, Cullen, Fukumoto, Ichiyama, Jordan, Kawakami, McDermott, Takayama and Tokioka voting no, and with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 751) recommending that H.B. No. 92 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 92, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Third Reading by a vote of 46 ayes, with Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi being excused.

At 2:25 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 92

ANNOUNCEMENTS

Representative Nishimoto: "I would like to announce to the Members that this coming weekend we are having a birthday for one of our Members, none other than the Chair of the Tourism Committee. We'll be celebrating his birthday on Sunday, the same day as Girls' Day. I'll let you draw your own conclusions with that. But, please help me wish him a happy birthday."

Representative Brower: "I believe there's actually one more birthday, if I'm correct. The Representative from Kahala and I share the same birthday. We are two of nine Pisces in the House of Representatives. Thank you."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.B. Nos.	Re-referred to:
190, HD1	Committee on Education
989	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs
1137, HD1	Committee on Human Services
1187	Committee on Human Services

S.B. No.	Re-referred to:
1000, SD1	Committee on Economic Development & Business, then to the Committee on Finance

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 12:00 o'clock midnight this legislative day for the purpose of receiving Standing Committee Reports and House Bills transmitted thereby, seconded by Representative Fukumoto and carried. (Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi were excused.)

RECESS

At 2:27 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, March 5, 2013. (Representatives Coffman, Hanohano, Morikawa, Nakashima and Takumi were excused.)

SUPPLEMENTAL CALENDAR #1

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 752 through 924), were received by the Clerk prior to 12:00 o'clock midnight this legislative day, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies were made available to the Members of the House, and the following action was taken:

Stand. Com. Rep. No. 752 (OMH) and H.B. No. 866, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEWER

SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 753 (CPC/JUD) and H.B. No. 977, 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 5, 2013.

Stand. Com. Rep. No. 754 (CPC/JUD) and H.B. No. 1101, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 755 (CPC/JUD) and H.B. No. 690, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 756 (JUD) and H.B. No. 754, 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 5, 2013.

Stand. Com. Rep. No. 757 (JUD) and H.B. No. 791, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 758 (JUD) and H.B. No. 17, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 759 (JUD) and H.B. No. 90, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RESPONSE VEHICLES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 760 (JUD) and H.B. No. 1132, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 761 (EDB/CPC) and H.B. No. 811, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 762 (FIN) and H.B. No. 343, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING OFFENSES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 763 (FIN) and H.B. No. 1481, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 764 (FIN) and H.B. No. 332, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 765 (FIN) and H.B. No. 7, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 766 (FIN) and H.B. No. 407, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 767 (FIN) and H.B. No. 417, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 768 (FIN) and H.B. No. 658, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 769 (FIN) and H.B. No. 908, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 770 (FIN) and H.B. No. 115, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 771 (FIN) and H.B. No. 191, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 772 (FIN) and H.B. No. 193, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 773 (FIN) and H.B. No. 194, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 774 (FIN) and H.B. No. 988, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 775 (FIN) and H.B. No. 1074, 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 5, 2013.

Stand. Com. Rep. No. 776 (FIN) and H.B. No. 1292, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 777 (FIN) and H.B. No. 1330, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 778 (FIN) and H.B. No. 70, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 779 (FIN) and H.B. No. 471, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 780 (FIN) and H.B. No. 473, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 781 (FIN) and H.B. No. 395, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 782 (FIN) and H.B. No. 1188, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMIC OPPORTUNITY POVERTY REDUCTION TASK

FORCE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 783 (FIN) and H.B. No. 1298, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 784 (FIN) and H.B. No. 1402, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL IMPACT BONDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 785 (FIN) and H.B. No. 1430, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 786 (FIN) and H.B. No. 858, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 787 (FIN) and H.B. No. 158, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 788 (FIN) and H.B. No. 196, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS TREATMENT COURT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 789 (FIN) and H.B. No. 742, 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 5, 2013.

Stand. Com. Rep. No. 790 (FIN) and H.B. No. 276, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SENIOR RESIDENCE AT PIIKOI, OAHU," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 791 (FIN) and H.B. No. 532, 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 5, 2013.

Stand. Com. Rep. No. 792 (FIN) and H.B. No. 536, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 793 (FIN) and H.B. No. 1119, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC HOUSING AUTHORITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 794 (FIN) and H.B. No. 486, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 795 (FIN) and H.B. No. 508, 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 5, 2013.

Stand. Com. Rep. No. 796 (FIN) and H.B. No. 1388, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 797 (FIN) and H.B. No. 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 798 (FIN) and H.B. No. 24, 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 5, 2013.

Stand. Com. Rep. No. 799 (FIN) and H.B. No. 680, 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 5, 2013.

Stand. Com. Rep. No. 800 (FIN) and H.B. No. 1342, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 801 (FIN) and H.B. No. 338, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT IN WAIKIKI," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 802 (FIN) and H.B. No. 505, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREENWAYS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 803 (FIN) and H.B. No. 899, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 804 (FIN) and H.B. No. 1149, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 805 (JUD) and H.B. No. 252, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 806 (JUD) and H.B. No. 25, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 807 (JUD) and H.B. No. 651, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 808 (HLT) and H.B. No. 1440, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 809 (HLT) and H.B. No. 1131, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ENTRANCE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 810 (FIN) and H.B. No. 808, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 811 (FIN) and H.B. No. 1374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 812 (FIN) and H.B. No. 96, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FARMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 813 (FIN) and H.B. No. 857, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 814 (FIN) and H.B. No. 710, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHPONDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 815 (FIN) and H.B. No. 334, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 816 (FIN) and H.B. No. 833, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 817 (FIN) and H.B. No. 1177, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 818 (FIN) and H.B. No. 1419, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 819 (FIN) and H.B. No. 799, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 820 (FIN) and H.B. No. 1093, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 821 (FIN) and H.B. No. 484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 822 (FIN) and H.B. No. 106, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 823 (FIN) and H.B. No. 144, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 824 (FIN) and H.B. No. 1227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 825 (FIN) and H.B. No. 1441, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 826 (FIN) and H.B. No. 838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 827 (FIN) and H.B. No. 839, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 828 (JUD) and H.B. No. 713, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL MEDIA," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 829 (JUD) and H.B. No. 944, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 830 (JUD) and H.B. No. 907, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 831 (CPC) and H.B. No. 842, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 832 (CPC) and H.B. No. 602, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 833 (CPC) and H.B. No. 396, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 834 (CPC) and H.B. No. 848, 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 5, 2013.

Stand. Com. Rep. No. 835 (CPC) and H.B. No. 79, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 836 (CPC) and H.B. No. 398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 837 (CPC) and H.B. No. 810, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 838 (CPC) and H.B. No. 1103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 839 (CPC) and H.B. No. 370, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 840 (CPC) and H.B. No. 529, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 841 (CPC) and H.B. No. 65, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 842 (CPC) and H.B. No. 877, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH

INSURANCE EXCHANGE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 843 (CPC) and H.B. No. 656, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 844 (CPC) and H.B. No. 62, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 845 (CPC) and H.B. No. 1098, entitled: "A BILL FOR AN ACT RELATING TO HEALTH EDUCATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 846 (CPC) and H.B. No. 654, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NURSING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 847 (CPC) and H.B. No. 1405, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 848 (CPC) and H.B. No. 1189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 849 (CPC) and H.B. No. 846, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 850 (CPC) and H.B. No. 815, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 851 (CPC) and H.B. No. 635, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 852 (CPC) and H.B. No. 1314, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 853 (CPC) and H.B. No. 672, 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 5, 2013.

Stand. Com. Rep. No. 854 (CPC) and H.B. No. 1381, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 855 (CPC) and H.B. No. 847, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 856 (FIN) and H.B. No. 1028, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 857 (FIN) and H.B. No. 743, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 858 (FIN) and H.B. No. 634, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 859 (FIN) and H.B. No. 546, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 860 (FIN) and H.B. No. 151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 861 (FIN) and H.B. No. 692, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 862 (FIN) and H.B. No. 687, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 863 (FIN) and H.B. No. 1483, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 864 (FIN) and H.B. No. 111, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE ALTERNATIVE BUILDING CODE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 865 (FIN) and H.B. No. 20, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 866 (FIN) and H.B. No. 224, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 867 (FIN) and H.B. No. 674, 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 5, 2013.

Stand. Com. Rep. No. 868 (FIN) and H.B. No. 725, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 869 (FIN) and H.B. No. 1380, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 870 (FIN) and H.B. No. 1263, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 871 (FIN) and H.B. No. 1264, 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 5, 2013.

Stand. Com. Rep. No. 872 (FIN) and H.B. No. 1172, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 873 (FIN) and H.B. No. 1328, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 874 (FIN) and H.B. No. 888, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 875 (FIN) and H.B. No. 509, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MAKUA VALLEY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 876 (FIN) and H.B. No. 131, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILITY MANAGEMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 877 (FIN) and H.B. No. 1136, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 878 (FIN) and H.B. No. 719, 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 5, 2013.

Stand. Com. Rep. No. 879 (FIN) and H.B. No. 109, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 880 (FIN) and H.B. No. 535, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 881 (FIN) and H.B. No. 909, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFANT MORTALITY PROGRAM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 882 (FIN) and H.B. No. 1209, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 883 (FIN) and H.B. No. 169, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 884 (FIN) and H.B. No. 369, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO FIRE SAFETY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 885 (FIN) and H.B. No. 139, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDS TRANSFERS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 886 (FIN) and H.B. No. 1027, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 887 (FIN) and H.B. No. 198, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 888 (FIN) and H.B. No. 793, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 889 (FIN) and H.B. No. 749, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 890 (FIN) and H.B. No. 414, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAIPIO VALLEY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 891 (FIN) and H.B. No. 429, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 892 (FIN) and H.B. No. 481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 893 (FIN) and H.B. No. 482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 894 (FIN) and H.B. No. 101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 895 (FIN) and H.B. No. 892, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 896 (FIN) and H.B. No. 859, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO COMPLETE STREETS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 897 (FIN) and H.B. No. 238, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 898 (FIN) and H.B. No. 805, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 899 (FIN) and H.B. No. 487, 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 5, 2013.

Stand. Com. Rep. No. 900 (FIN) and H.B. No. 873, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE YOUNG ADULT VOLUNTARY FOSTER CARE ACT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 901 (FIN) and H.B. No. 1208, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION AND LICENSURE FEES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 902 (FIN) and H.B. No. 114, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 903 (FIN) and H.B. No. 385, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 904 (FIN) and H.B. No. 856, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 905 (FIN) and H.B. No. 668, 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 5, 2013.

Stand. Com. Rep. No. 906 (FIN) and H.B. No. 776, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 907 (FIN) and H.B. No. 1147, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 908 (HLT) and H.B. No. 903, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 909 (JUD) and H.B. No. 146, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 910 (JUD) and H.B. No. 798, entitled: "A BILL FOR AN ACT RELATING TO NOTICE BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 911 (JUD) and H.B. No. 980, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 912 (JUD) and H.B. No. 1280, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 913 (JUD) and H.B. No. 1059, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 914 (JUD) and H.B. No. 21, 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 5, 2013.

Stand. Com. Rep. No. 915 (JUD) and H.B. No. 910, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 916 (JUD) and H.B. No. 667, 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 5, 2013.

Stand. Com. Rep. No. 917 (JUD) and H.B. No. 411, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 918 (JUD) and H.B. No. 1268, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 919 (JUD) and H.B. No. 1324, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 920 (FIN) and H.B. No. 775, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 921 (FIN) and H.B. No. 497, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 922 (FIN) and H.B. No. 1459, 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 5, 2013.

Stand. Com. Rep. No. 923 (FIN) and H.B. No. 357, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," were placed on the calendar for Third Reading on March 5, 2013.

Stand. Com. Rep. No. 924 (FIN) and H.B. No. 174, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD LABELING," were placed on the calendar for Third Reading on March 5, 2013.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, March 5, 2013.

TWENTY-FIFTH DAY

Tuesday, March 5, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 9:07 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Irene Matsumoto of Palolo Kwannon Temple, after which the Roll was called showing all Members present with the exception of Representative Oshiro, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Fourth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 41 and 42) were received and announced by the Clerk:

Sen. Com. No. 41, transmitting S.C.R. No. 32, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RENAME THE KILAUEA POINT LIGHTHOUSE LOCATED ON THE ISLAND OF KAUAI, HAWAII, IN HONOR OF THE LATE SENATOR DANIEL K. INOUYE," which was adopted by the Senate on March 1, 2013.

Sen. Com. No. 42, transmitting S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE, WHEN APPROPRIATE, ROUTE 200 ON THE ISLAND OF HAWAII AS THE DANIEL K. INOUYE LEGACY HIGHWAY," which was adopted by the Senate on March 1, 2013.

Representative Saiki moved that S.C.R. No. 32 be adopted, seconded by Representative Awana.

Representative Kawakami rose to speak in support of the measure, stating:

"In strong support. *Kodomo no tame ni*. For the sake of the children. Mahalo to Senator Inouye, his family and to the 'Go For Broke' generation."

The motion was put to vote by the Chair and carried, and S.C.R. No. 32 was adopted, with Representatives Oshiro and Nishimoto being excused.

On motion by Representative Saiki, seconded by Representative Awana and carried, S.C.R. No. 43 was adopted, with Representatives Oshiro and Nishimoto being excused.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Luke introduced Finance staff: Mr. Randall Hiyoto, research chief; Ms. Stacey Tagala, research supervisor; Ms. Emily Makini, Ms. Kristen Chun, Ms. Kelcie Nagata and Ms. Sheryll Yotsuda, researchers; Mr. Jo Hamasaki and his assistants, Ms. Christie Pang and Ms. Kelli Ann Uehara; Ms. Linnea Schuster, office manager; Ms. Kaui Alapa and Ms. Mary Watts, office staff.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion on these items as they have been agreed to by this Body for placement on the Consent Calendar."

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 753) recommending that H.B. No. 977, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 977, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 760) recommending that H.B. No. 1132, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1132, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ohno's written remarks in support of the measure are as follows:

"Transparent and open government begins with elected officials. Passage of HB 1132 is a step forward for all of us to keep ourselves and other officials accountable as we work to serve the people of Hawaii. Our willingness to be up front with the public about potential conflicts of interest creates the foundation for a governing body the people can trust."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1132, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," passed Third Reading by a vote of 51 ayes.

Representatives Tsuji and McKelvey, for the Committee on Economic Development & Business and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 761) recommending that H.B. No. 811, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 811, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 764) recommending that H.B. No. 332, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 332, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 779) recommending that H.B. No. 471, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 471, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ohno's written remarks in support of the measure are as follows:

"I support the work to make our state more efficient and this bill would provide a win-win situation for all stakeholders. The Starlight Reserve Committee provides insight that provides dual benefits for the citizens of Hawaii. First, its work keeps our Hawaiian night skies bright and clear to enhance the natural beauty of our islands. Additionally, it saves our state – and therefore our hard-working taxpayers – time, money and resources through more effective lighting solutions."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 471, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 781) recommending that H.B. No. 395, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 395, HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 785) recommending that H.B. No. 1430, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1430, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 787) recommending that H.B. No. 158, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 158, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 788) recommending that H.B. No. 196, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 196, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I speak in support of this bill.

"The purpose of this bill is to appropriate funds to support the Veterans Treatment Court, which is intended and designed to recognize the unique needs of veterans entering the criminal justice system with mental illness and substance abuse issues arising from their service to our country.

"Veterans Court is uniquely positioned to identify veterans who have combat-related mental health and substance abuse conditions. Through no fault of their own, our veterans sometimes come back different people. It makes no sense to throw them out to the sharks, which is what the typical system does. This court is specifically designed to connect these veterans to a broad array of treatment and support services while strictly monitoring their rehabilitation progress. Upon completion the graduate will develop into a law abiding citizen.

"Physical injuries are easy to identify and treat, but the injuries of war are not always physical or visible because exposure to combat can often cause damage to the emotional and mental state of returning service members.

"I'm pleased to see our four-year effort culminate in this lifesaving veterans court because I have witnessed first-hand the devastation to our soldiers and their families when they turn to drugs or abuse various substances. In many instances, their substance abuse is compounded by combat stress related conditions like Post-Traumatic Stress Disorder (PTSD), Traumatic Brain Injury (TBI), depression, etc. Lives that have honorably served our country during the war disintegrate and are shattered when they return home and are not helped. We owe our soldiers better.

"Hawaii's Judiciary has achieved significant success in problem-solving and treatment courts that rehabilitate offenders, reduce incarceration costs, and ensure public safety. The Hawaii Veterans Court will be the only Veterans Court in the nation to expand and enhance services to target National Guard and Reserve soldiers. With the Iraq and Afghanistan wars, 30 percent of the troops are National Guard and Reserve soldiers. Once these soldiers return, their experience with reintegration into civilian life is vastly different than active duty soldiers and warrants tailored solutions.

"The most important aspect of the program is that it brings the courts together with the VA department. We owe it to our veterans. This court will definitely save families, careers and lives.

"For these reasons, I support this measure and urge my colleagues to do the same. 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. 196, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS TREATMENT COURT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 796) recommending that H.B. No. 1388, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1388, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 800) recommending that H.B. No. 1342, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1342, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 801) recommending that H.B. No. 338, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 338, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT IN WAIKIKI," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 805) recommending that H.B. No. 252, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 252, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 807) recommending that H.B. No. 651, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 651, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 814) recommending that H.B. No. 710, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 710, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHPONDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 816) recommending that H.B. No. 833, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 833, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 818) recommending that H.B. No. 1419, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1419, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ward's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in strong support for Stand. Comm. Report No. 818, HB 1419, HD 2, Relating to the Pacific International Space Center for Exploration Systems. This initiative, known as PISCES, supports the development and expansion of aerospace and related industries.

"Hawaii's unique location in the Pacific, Moon/Mars-like terrain, resident expertise in aerospace-related technologies, and long-standing ties with space-faring nations in the Asia-Pacific region, affords strategic assets and capabilities that can be leveraged to realize humankind's full potential in space, and enable our state to engage as both a major contributor to and beneficiary of the global space enterprise.

"PISCES is designed to leverage Hawaii's assets and capabilities, as well as emerging global trends in the aerospace industry, toward developing a world-class center of excellence in Hawaii to design, test, and validate new technologies to support both robotic and human missions to space.

"PISCES will serve as an economic driver for the Big Island and the entire State. It will promote the establishment and growth of new sustainable 'green' industries, along with associated high-paying jobs, professional internships, and new science, engineering and math education programs statewide.

"PISCES provides high quality planetary test sites which will enable PISCES to play a leading role in collaboration with international, federal government and commercial companies for the development, testing, and validation of key technologies, systems and processes for both robotic and human missions beyond low-Earth orbit.

"PISCES provides new construction techniques including 3D printing and 'additive manufacturing' which are rapidly emerging high-tech methods with multiple applications. PISCES is currently working with teams from the NASA Kennedy Space Center, UH Hilo, UH Manoa, the University of Notre Dame as well as the Army Corps of Engineers to couple the space research sector with local companies in ways that will help introduce these new advances to Hawaii and allow our state to lead in this effort.

"PISCES is collaborating with educational and R&D centers nationwide to develop state-of-the-art education and training programs that can help meet the need for a highly-qualified technical workforce, while simultaneously inspiring students to pursue professional careers in science, technology, engineering and math (STEM).

"In conclusion, Mr. Speaker, Dr. Buzz Aldrin, the second man on the moon, in his testimony in support of the bill, said it best:

'I commend this Legislative Body for their vision and commitment to support this important effort – and investment that I feel confident will be returned many fold to the great State of Hawaii.

'By supporting PISCES through the legislation before you today, you will affirm that Hawaii can be a leader in the international exploration and development of space which will afford exceptional economic and societal returns to humanity on Earth, as well as to this great state, and that will enhance economic prosperity and wellbeing for generations to come.'"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1419, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 820) recommending that H.B. No. 1093, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1093, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 825) recommending that H.B. No. 1441 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1441, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 829) recommending that H.B. No. 944 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 944, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 833) recommending that H.B. No. 396, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 396, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 842) recommending that H.B. No. 877, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 877,

HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 845) recommending that H.B. No. 1098 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1098, entitled: "A BILL FOR AN ACT RELATING TO HEALTH EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 847) recommending that H.B. No. 1405, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1405, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 850) recommending that H.B. No. 815, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 815, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 861) recommending that H.B. No. 692, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 692, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 873) recommending that H.B. No. 1328, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1328, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 874) recommending that H.B. No. 888, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 888, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 876) recommending that H.B. No. 131, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 131, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILITY MANAGEMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 881) recommending that H.B. No. 909, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 909, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFANT MORTALITY PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 883) recommending that H.B. No. 169, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 169, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 885) recommending that H.B. No. 139, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 139, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDS TRANSFERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 887) recommending that H.B. No. 198, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 198, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 888) recommending that H.B. No. 793, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 793, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 896) recommending that H.B. No. 859, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 859, HD 3, entitled: "A BILL FOR AN ACT RELATING TO COMPLETE STREETS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 897) recommending that H.B. No. 238, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 238, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 898) recommending that H.B. No. 805, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 805, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 900) recommending that H.B. No. 873, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 873, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE YOUNG ADULT VOLUNTARY FOSTER CARE ACT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 906) recommending that H.B. No. 776, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 776, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 909) recommending that H.B. No. 146, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 146, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 910) recommending that H.B. No. 798 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 798, entitled: "A BILL FOR AN ACT RELATING TO NOTICE BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 911) recommending that H.B. No. 980, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 980, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 912) recommending that H.B. No. 1280, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1280, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 913) recommending that H.B. No. 1059, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1059, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 920) recommending that H.B. No. 775, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 775, HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Third Reading by a vote of 51 ayes.

THIRD READING

H.B. No. 689, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 689, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION," passed Third Reading by a vote of 51 ayes.

H.B. No. 1071, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL," passed Third Reading by a vote of 51 ayes.

H.B. No. 1258, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1258, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 51 ayes.

H.B. No. 648, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 648, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Third Reading by a vote of 51 ayes.

H.B. No. 182, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 182, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Third Reading by a vote of 51 ayes.

H.B. No. 587, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 587, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Third Reading by a vote of 51 ayes.

H.B. No. 1066, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1066, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Third Reading by a vote of 51 ayes.

H.B. No. 841, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 841, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 51 ayes.

H.B. No. 813, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 813, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," passed Third Reading by a vote of 51 ayes.

H.B. No. 652:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 652, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," passed Third Reading by a vote of 51 ayes.

H.B. No. 418, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 418, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Third Reading by a vote of 51 ayes.

At 9:19 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 977, HD 2
H.B. No. 1132, HD 1
H.B. No. 811, HD 2
H.B. No. 332, HD 1
H.B. No. 471, HD 1
H.B. No. 395, HD 2
H.B. No. 1430, HD 2
H.B. No. 158, HD 3
H.B. No. 196, HD 1
H.B. No. 1388, HD 1
H.B. No. 1342, HD 2
H.B. No. 338, HD 2
H.B. No. 252, HD 2
H.B. No. 651, HD 1
H.B. No. 710, HD 1
H.B. No. 833, HD 1
H.B. No. 1419, HD 2
H.B. No. 1093, HD 1
H.B. No. 1441
H.B. No. 944
H.B. No. 396, HD 2
H.B. No. 877, HD 1
H.B. No. 1098
H.B. No. 1405, HD 2
H.B. No. 815, HD 2
H.B. No. 692, HD 2
H.B. No. 1328, HD 1
H.B. No. 888, HD 2
H.B. No. 131, HD 2
H.B. No. 909, HD 2
H.B. No. 169, HD 2
H.B. No. 139, HD 1
H.B. No. 198, HD 2
H.B. No. 793, HD 1
H.B. No. 859, HD 3
H.B. No. 238, HD 1
H.B. No. 805, HD 1
H.B. No. 873, HD 2
H.B. No. 776, HD 2
H.B. No. 146, HD 2
H.B. No. 798
H.B. No. 980, HD 2
H.B. No. 1280, HD 2
H.B. No. 1059, HD 2
H.B. No. 775, HD 2

H.B. No. 689, HD 1
H.B. No. 1071, HD 1
H.B. No. 1258, HD 1
H.B. No. 648, HD 1
H.B. No. 182, HD 1
H.B. No. 587, HD 1
H.B. No. 1066, HD 1
H.B. No. 841, HD 1
H.B. No. 813, HD 1
H.B. No. 652
H.B. No. 418, HD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of House Bills on the Consent Calendar for which you will be inserting written comments, in support or in opposition. This must be done by the adjournment of today's Floor session."

At 9:19 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:47 o'clock a.m.

ORDINARY CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, we are on the Ordinary Calendar, page 11. Before we go into the Unfinished Business, I want you all to note all these items which will be at the end of the calendar, all the amendments that have been requested.

"Beginning on page 29, Standing Committee Report Number 908, House Bill Number 903, House Draft 2, end of calendar.

"On page 30, we have three items. Standing Committee Report Number 917, House Bill Number 411, House Draft 2, end of calendar. Standing Committee Report Number 918, House Bill Number 1268, House Draft 1, end of calendar. Standing Committee Report Number 923, House Bill Number 357, House Draft 3, end of calendar.

"On page 36, House Bill Number 694, House Draft 1, end of calendar."

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 720) recommending that H.B. No. 1068, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1068, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and brief comments. Thank you, Mr. Speaker. My concern is the amendments that were made in the previous committee expanded this bill. For those of you who may recall this bill in past years, it was the poster that would require the human trafficking hotline to be placed in certain specific areas where human trafficking was an issue.

"My concern is that the last Committee that heard this bill did in fact expand the definition and the placement, so essentially now we're requiring every employer in the State of Hawaii to now put up one of these hotline posters. So that means my law firm now has to put one up, my physical therapist has to put one up, we as individual employers now have to put one of these hotline posters up.

"I don't know if that was the intention, to expand it to every single employer in the State of Hawaii, but it seems it's a little bit overreaching at this point. And so respectfully I do realize it's only Second Reading, but I will be voting no. Thank you."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. This bill just requires the posters go up wherever other posters that the Department of Labor and Industrial

Relations would have to put up a poster anyway. It simply adds one more poster to the plethora of posters that are already required for labor law reasons. Thank you."

Representative Evans rose in support of the measure and asked that the remarks of Representative Rhoads be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Brief rebuttal. Members, I would direct your attention to the Standing Committee Report Number 720. It clearly states, 'your Committees have amended this measure by, number 1, requiring that every employer, rather than specified establishments, display in a conspicuous place a poster containing the information relating to the National Human Trafficking Resource Center Hotline.' It does in fact say, 'requiring that every employer.' Thank you, Mr. Speaker."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Rhoads rose to respond, stating:

"Mr. Speaker, in support still. Every business establishment that has to put up notices to employees, and yes that's everyone, but it's an important issue and one that certainly qualifies as something that all employees should be aware of. Thank you."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1068, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Choy, Fale, Hanohano, Har, Jordan and McDermott voting no.

SUSPENSION OF RULES

At this time, the Chair stated:

"Going on to House Bill 190, there's going to be a number of motions on this measure here and this is Unfinished Business. Please note that House Bill Number 190, House Draft 1, has been re-referred solely to the Committee on Education per Committee Referral Sheet Number 29 that was distributed on March 1st. The Committee on Judiciary waived its referral to this measure and therefore it's appropriate for the House to consider action for passage on Third Reading."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on certain House Bills.

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 517, recommending referral to the Committee on Judiciary.

UNFINISHED BUSINESS

H.B. No. 190, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 190, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRUANCY," passed Third Reading by a vote of 51 ayes.

At 10:56 o'clock a.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 190, HD 1

RECONSIDERATION OF ACTION TAKEN

At this time, the Chair stated:

"We are on House Bill Number 989. Again, please note that House Bill 989 has been re-referred solely to the Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs per Committee Referral Sheet Number 29 that was distributed on March 1st. The Committee on Finance waived its referral to this measure and therefore it is appropriate for the House to consider action for passage on Third Reading."

Representative Saiki moved that the House reconsider its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 79, recommending referral to the Committee on Finance, seconded by Representative Awana.

Representative Har rose to speak in opposition to the motion, stating:

"Mr. Speaker, in opposition. Just briefly, I have some concerns given the fact that this bill does in fact, the Finance Committee did waive off, but this bill does in fact deal with fines, calculating fines. This is a new way that we're moving in the HRS and so for that reason I'll be voting in opposition to the motion."

At 10:58 o'clock a.m., Representative Mizuno requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:58 o'clock a.m.

The motion was put to vote by the Chair and carried, and the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 79, recommending referral to the Committee on Finance. (Representative Har voted no, and Representative Say was excused.)

UNFINISHED BUSINESS

H.B. No. 989:

Representative Saiki moved that H.B. No. 989 pass Third Reading, seconded by Representative Awana.

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. In opposition. I want to thank the introducers of this bill. I understand for many years this has been an issue. As the former Vice Chair of Water, Land, & Ocean Resources, we dealt with this issue for many years. The fact of the matter is this, though. When it comes to aquatic resources, the policy has always been to educate. And that is why we allowed for any administrative fines to be done via the rulemaking process.

"So to begin now allowing fines to be put into statute really doesn't necessarily perpetuate the need for education, which is what we've always tried to do within DLNR aquatic resources. So I'm just concerned that at this point if we start to put fines, it doesn't actually help our fisherman and the aquatic resources community from wanting to be educated. Once you start going down the road of fines, it opens the door. So it really creates a dangerous precedent.

"And more importantly, Mr. Speaker, from what I understand for many years from working with aquatic resources, they've been working with all the stakeholders to deal with the penalties and so they're pretty much finished with their administrative rules, they're very close. So to allow this bill to go forward really would just be to supersede the hard work of all of those stakeholders that have been working so diligently on the rules. So for those reasons, I stand in opposition. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in support. I just want to clarify that the admin rules will still be in place in terms of what the fines will be. What this has done is, showing that the best way is I think tell a story, because I think that really explains what this bill is doing.

"There were 500 yellow tangs taken and they were thrown in a dumpster. The DOCARE officer said it was unfortunate, but when they caught the person who did it they could only fine per species, because that is how our law was guiding them, that it's a fine per species. Basically what this does is it says it's a fine per quantity by species, but the fine for the species will be developed in the admin rules.

"So I think this is really an important bill. It was unfortunate that 500 yellow tangs were dumped in a dumpster, but they could only do a fine on the species instead of the actual quantity of the fish that were taken. So this is to try to clarify it. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm speaking in opposition, Mr. Speaker. Thank you. I do thank the introducers of this measure because I think this is a topic that should be discussed, but I think we should let that discussion continue. They have been in the process of rulemaking with the individuals in this industry. And that's what we do under Chapter 91, Mr. Speaker, which I think is the best way to handle this, not the Legislative Body to supersede that public process.

"In reviewing the testimony from the Department of Land and Natural Resources, they had proposed an amendment to this measure. I don't see why it wasn't taken into consideration, because I think their amendment would have resolved what they wanted to do and it would have focused on applying that measure to all aquatic resources, not just a specific industry.

"I don't think we should be focusing on a specific industry. We should be looking at everything holistically and therefore that's why I'm speaking against this measure, Mr. Speaker. I think we should be cognizant of letting our administrative bodies handle those administrative procedures. If they don't work in the long run, then we should step into those matters. But for the time being, Mr. Speaker, thank you, and I would like to request written comments. Thank you very much, Mr. Speaker."

Representative Jordan's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 989. I represent a huge constituency of ocean users who reside on the west side of Oahu. Like many of us who were raised on and continue to enjoy fresh fish from the ocean, we believe the management of our resources is critical. As legislators, we cannot claim that we are experts in everything. Because of this, we need to rely on those who are hired to do the job to provide us with knowledge.

"For resource management, we turn to the Department of Land and Natural Resources (DLNR). They are also tasked with the responsibility of promulgating rules to carry out the laws we create. The Legislature delegated rule making authority to the departments via Chapter 91. Statute tasks DLNR with managing the resources and so we should allow them to guide us in doing so. It is our responsibility to work with our departments and our constituents to learn and educate and find responsible and workable solutions to issues as they arise. If we continue the practice of passing bills to usurp policy and processes already in place, we erode our departments' abilities to perform consistently and fairly.

"Many of the bills that come before us are opinion driven, initiatives from one segment of the community, and suggestions to find solutions to perceived problems. The Legislature is tasked with doing their due diligence to vet these issues and determine the best course of action using policies, processes, precedent, fact and data.

"We must work with our agencies and departments to provide the best solutions for the public so that we do not pass half-baked legislation. By usurping a department, we may pass legislation that seems to provide immediate solutions which appear to be 'harmless,' but we may never be able to realize the unintended consequences of our actions. And since we are not the experts, we may not have measured the legislation for appropriateness.

"In this bill, fining a person for taking illegal fish seems like a relatively easy issue to support. On face value it seems harmless, but if not a commercial fisherman or a tropical fish collector, one may never know the true impact of this bill after it is enacted. Is it responsible? Is it appropriate? Does it fulfill its intended purpose? We can only guess that this bill is intended to better manage the resource. Yet, do we know if there is a true need for this or if this is just one group of the community's view on what is needed.

"With questions like these, I understand why the Legislature relegated to the departments the authority to make rules to promulgate law, such as the Chapter 91 process. After all, it is the responsible thing to do. Therefore I cannot support this bill or any similar bill that will trump the DLNR's role to manage the resource.

"It is our role to sift through legislation to not only hear, pass or kill, but to also question why the issue has been brought before us and to determine if passing a law is the right solution or if another solution is more appropriate. In this case, I do not feel passing HB 989 is the responsible thing to do so I cast my no vote and urge my colleagues to do what is responsible and vote no. Thank you, Mr. Speaker."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO FISH," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Fale, Har, Ito, Jordan, Oshiro and Say voting no.

At 11:04 o'clock a.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 989

At 11:04 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:07 o'clock a.m.

Representative Hanohano rose to a point of order, stating:

"*Mahalo hoʻomalu ʻōlelo. Ke ku nei au me ka kakoʻo ole no keia pila,* House Bill 989. *Mahalo*. Point of order. I was standing but apparently you didn't see me, so I just wanted to record my no vote. *Mahalo*."

Representative Tokioka rose to a point of order, stating:

"Thank you, Mr. Speaker, a point of order. Thank you. I did vote no, I did not turn in my green slip and I apologize for that. But my question is will my vote be counted as a no vote."

The Chair then stated:

"It will be recorded as a no vote for the Journal."

At 11:08 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:09 o'clock a.m.

RECONSIDERATION OF ACTION TAKEN

At this time, the Chair stated:

"Members, please note that House Bill Number 1137, House Draft 1, has been re-referred solely to the Committee on Human Services per Committee Referral Sheet Number 29 that was distributed on March 1st. 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."

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 473, recommending referral to the Committee on Judiciary.

UNFINISHED BUSINESS

H.B. No. 1137, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1137, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Third Reading by a vote of 51 ayes.

At 11:11 o'clock a.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1137, HD 1

RECONSIDERATION OF ACTION TAKEN

At this time, the Chair stated:

"Again, Members, please note that House Bill Number 1187 has been re-referred solely to the Committee on Human Services per Committee Referral Sheet Number 29 that was distributed on March 1st. 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."

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 337, recommending referral to the Committee on Judiciary.

UNFINISHED BUSINESS

H.B. No. 1187:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1187, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Third Reading by a vote of 51 ayes.

At 11:13 o'clock a.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1187

At this time, the Chair stated:

"We will now be voting by page on all of these measures. Beginning on page 12, we will go individually for discussion on each bill."

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 752) recommending that H.B. No. 866, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 866, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. My brother is a councilman for County of Hawaii," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 866, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," passed Third Reading by a vote of 51 ayes.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 754) recommending that H.B. No. 1101, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.B. No. 1101, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," passed Third Reading by a vote of 51 ayes.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 755) recommending that H.B. No. 690, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 690, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Har 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 Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations to Standing Committee Report 755, House Bill 690, House Draft 2. This bill would require an increase in the minimum liability coverage from $20,000 to $30,000 per person for motor vehicle insurance policies.

"This bill would adversely affect low-income consumers who can barely pay the costs of a minimum coverage plan as is. In the event that this bill passes, minimum insurance costs would increase and may become unaffordable for some customers. By raising overall insurance costs, this bill would be a disincentive for consumers to purchase mandatory insurance, thereby increasing the number of uninsured drivers in Hawaii.

"For this reason, I have reservations on Standing Committee Report 755, House Bill 690, House Draft 2.

"Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 690, HD 2. My concern, Mr. Speaker, is that this measure will raise the costs associated with owning and driving a motor vehicle in our state because this measure will raise insurance premiums.

"Mr. Gordon Ito, the Hawaii State Insurance Commissioner, testified on behalf of the Department of Commerce and Consumer Affairs. Mr. Ito noted that, 'Increasing the minimum liability insurance coverage will result in a higher premium to consumers who purchase only the minimum coverage and may make motor vehicle insurance unaffordable for some consumers. This may result in a higher number of uninsured motorists, which may also impact the assigned claims program.'

"National Association of Mutual Insurance Companies (NAMIC) also submitted testimony on this measure. The NAMIC pointed out that the unintended consequence of this bill may be that there will be an increase in uninsured motorists in Hawaii.

"Christian J. Rataj, Esq. of the NAMIC stated, 'the real impact of the proposed legislation will be on those well-intended consumers, who want to purchase auto insurance liability coverage, but who won't be able to afford the new mandated coverage limits. These consumers will have no financial choice, but to break the law and operate a motor vehicle without mandatory automobile liability insurance coverage. Not only does this create new criminal liability concerns for these lower income consumers, but it also creates greater civil liability exposure for these consumers, because now they won't even have the currently mandated $20,000 liability coverage protection.'

"Mr. Speaker, for these reasons I rise in opposition to House Bill 690, HD 2."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 690, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 756) recommending that H.B. No. 754, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 754, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. Again, my brother is a Councilman for the County of Hawaii," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 754, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Cheape, Thielen and Ward voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 757) recommending that H.B. No. 791, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 791, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request ruling on a potential conflict. I work for a nonprofit. Thank you," and the Chair ruled, "no conflict."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm a board member on a nonprofit. Thank you," and the Chair ruled, "no conflict."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just needed to make a request on a possible conflict of interest. I'm on a board of directors of a nonprofit. Thank you," and the Chair ruled, "no conflict."

Representative Lowen rose to disclose a potential conflict of interest, stating:

"Same request," and the Chair ruled, "no conflict."

Representative Wooley rose to disclose a potential conflict of interest, stating:

"Same request, my husband works for a nonprofit and is a board member on a nonprofit," and the Chair ruled, "no conflict."

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

Representative Saiki rose, stating:

"Point of information. I don't believe there'd be a conflict for unpaid board members."

The Chair then stated:

"Thank you very much. The Majority Leader said that you're all absolved. There's no conflict."

Representative McDermott rose to speak in support of the measure, stating:

"I'm a paid employee of a nonprofit and I stand in strong support. Thank you."

Representative Awana rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I need a ruling on a possible conflict, please. I work for a nonprofit," and the Chair ruled, "no conflict."

The Chair then stated:

"All those who work for nonprofits, no conflict. So you don't have to stand up."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"I also serve on several nonprofit boards. Thank you," and the Chair ruled, "no conflict."

Representative Carroll rose to disclose a potential conflict of interest, stating:

"Same request. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 791, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 758) recommending that H.B. No. 17, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 17, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you. Mr. Speaker, I'm rising to speak in support of the bill but with a caveat. I'll state my support first if I may. The House Bill 17 proposed, as the original sponsors of the bill, proposed, to make permanent Act 160 of the Sessions Laws of Hawaii of 2010. That law requires landowners in shoreline areas to ensure that public transit beach corridors are passable and free from human-induced, enhanced or unmaintained vegetation that blocks the shoreline access.

"It's a wonderful bill, it's been very successful. As noted in the Department of Land and Natural Resources testimony, the Department has been successfully utilizing Act 160 to compel offending landowners to cut back vegetation that inhibits lateral shoreline access. Thus Act 160 has been an effective tool to protect lateral shoreline access.

"The only problem with the bill, Mr. Speaker, is that in the last moments the Judiciary Chair put in a new sunset provision instead of just eliminating the sunset forever, so our public can have shoreline lateral access. I would hope as the bill goes over to the Senate that the Senate will make this law permanent, and when we go to Conference Committee that the House will agree that's in the best interest for the people of Hawaii. Thank you."

The Chair addressed Representative Thielen, stating:

"Just for my own information, is your caveat 'with reservations'?"

Representative Thielen: "Absolutely not, but I dislike intensely the fact that the bill will sunset in two years and then we again have to fight this battle."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and may I have the words of the previous speaker adopted 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. 17, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS," passed Third Reading by a vote of 51 ayes.

At 11:21 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 866, HD 2
H.B. No. 1101, HD 2
H.B. No. 690, HD 2
H.B. No. 754, HD 2
H.B. No. 791, HD 1
H.B. No. 17, HD 1

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 759) recommending that H.B. No. 90, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 90, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 90, HD 2. This bill will establish 'a temporary Emergency Response Vehicle Noise Task Force to determine the impact of the emergency response vehicle sirens in terms of excessive noise, the effect on public safety, and the relative effectiveness of the use of emergency lights instead of the use of sirens at night.'

"Mr. Speaker, my concern is that this bill creates a task force that already exists; the 'State Emergency Medical Services Advisory Committee,' within the Department of Health could fulfill the purpose of this bill. The Department of Health would also have to find additional funding for the Emergency Response Vehicle Noise Task Force activities.

"The Department of Health submitted the following testimony concerning the bill, 'While "emergency response vehicles" is not defined in this measure, it appears that the focus is on vehicles responding to medical calls, i.e. the emergency medical services system. If this measure is primarily focused on emergency medical responses, then the State Emergency Medical Services Advisory Committee (EMSAC) would be an appropriate venue to address the concerns expressed.'

"Cindy Kamikawa, Vice President of Nursing, Trauma, ED, and Chief Nursing Officer for The Queen's Medical Center submitted testimony sharing her concerns, 'We respectfully suggest that a task force on this issue is not necessary as sirens are an important option that EMS must retain the use of, as necessary, to navigate through traffic swiftly and safely.'

"Mr. Speaker, for these reasons, I rise with reservations on House Bill 90, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 90, HD 2, entitled: "A BILL

FOR AN ACT RELATING TO EMERGENCY RESPONSE VEHICLES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 762) recommending that H.B. No. 343, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 343, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING OFFENSES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 763) recommending that H.B. No. 1481, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1481, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition with brief comments. Thank you, Mr. Speaker. First of all, I want to thank the introducer of this measure. I think it is clearly well intended. While the intent is laudable, my concern is this. I think many of my constituents would have grave concerns that their taxpayer dollars are actually going to candidates who don't support their views. And for that sole reason, Mr. Speaker, I stand in opposition. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. I think this is poor policy that forces taxpayers to support a position or party that's not consistent with their own. Number two, I think there is a fiscal impact that's quite severe to the General Fund. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Since the Citizens United ruling in 2010, there's been a very stark increase of the influence of money in politics. I think this is a very elegant measure to help mitigate those effects and really make elections about the candidate with the best ideas and not just the ones with the biggest donors.

"The language worked in through the Finance Committee, I think it gives a lot of, there's a lot of due diligence that this candidate would have to do and a lot of public support he would have to garner before being funded. So I think it does make, to rebut a point that was previously stated, it does hold this candidate to be more in-line with the public interest and not the donor's interest."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. In response to my Vice Chair's opposition, I just wanted to say that I think that is the best political argument against this bill, that people would have to support a candidate indirectly through their tax dollars that they don't actually agree with their views.

"But I think the taxpayer should also be looking at who they want to be the biggest donor to any particular campaign. I think it is important to consider the possibility of the taxpayer themselves being the biggest donor to any person's campaign instead of a corporation or a political action committee or a labor union or a wealthy individual can write a big check to any one of us.

"I think the cost of this, first of all, it's voluntary so no one has to do it if they don't want to. But if, say, pretty much everybody did do it, say there were three candidates per House seat and three for each Senate seat that was up that year. Of course, the Senate tends to be up only every other cycle. The cost will be about $8 million. That's less than 1/10th of 1% of the total budget. The total budget is approaching $12 billion. The amounts of money we're talking about to make democracy work better aren't very big.

"So I hope Members will consider moving forward with this and I guess we really should all be asking for conflicts of interest on this one as well because obviously we're all incumbents and we're voting about our own future. So, thank you very much."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict of interest. Well, as an incumbent, this is probably more advantageous to me to get the requisite signatures, requisite $5 donations, to fund a campaign. Thank you," and the Chair ruled, "no conflict."

Representative McKelvey rose, stating:

"Just a point of clarification, Mr. Speaker. On the description for the House Draft 2, it says it exempts all State Senators and State Representatives from the scope of the bill."

At 11:27 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:28 o'clock a.m.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I will stand with reservations. My concern is, first-in-time, first-in-line, and this could provide candidates who file early an advantage, where candidates who come in at the last minute may not be able to receive funding due to the fact the funds may have expired."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on potential conflict. I am currently an elected official," and the Chair ruled, "no conflict."

Representative Fale continued in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ing rose to respond, stating:

"Still in support. Just a small point regarding previously stated comments. I think that entering the race late in terms of fund-raising is a disadvantage whether it's public or privately funded."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in strong support. I'd like to note that in the last Legislature, of all elected officials in the House and Senate it's very easy to see that more than half the money raised came from outside the boundaries of our districts from other interests. This would help answer that question as to whether our constituents want us beholden to the folks who raise money for us who may not be from our district or a state to which we are going to be accountable and whose intentions we support with our actions here. Thank you."

Representative Tokioka rose, stating:

"Mr. Speaker, a point of information. So as all of us in here are elected officials, is that a blanket order."

The Chair then stated:

"That would be a blanket 'no conflict'."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Slight reservations. 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. 1481, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and Oshiro voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 765) recommending that H.B. No. 7, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 7, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 766) recommending that H.B. No. 407, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 407, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of this measure. Breast cancer is one of the most common cancers among women here in Hawaii. The Hawaii Breast and Cervical Cancer Control Program provides critical screening and early detection to women who are at high-risk that are uninsured and underinsured, having incomes below 250% of the federal poverty level. This funding is essential for these women and so I ask for all support. Thank you."

Representative Fukumoto rose to speak in support of the measure, stating:

"In strong support and permission to insert written comments. Thank you."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I stand in support of House Bill 407 HD 2, which appropriates funds to the Department of Health for the Comprehensive Breast and Cervical Cancer Control Program. It supports early detection, screening, and treatment of breast and cervical cancer by appropriating $100,000 for each year of the fiscal biennium.

"Providing this additional funding will preserve a critical safety net for thousands of women, who will remain uninsured or underinsured and will lack access to essential screening, diagnostic, and treatment services. This provides low-income, uninsured, and underserved women access to timely, high quality screening and diagnostic services to detect breast and cervical cancer at the earliest stages and refer women with cancer or pre-cancerous conditions to treatment. Early detection of cancer greatly reduces treatment costs and increases survival rates. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. I hope we can find the $100,000 in each fiscal year to cover the costs, as it's a very important program. 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. 407, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 767) recommending that H.B. No. 417, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 417, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 51 ayes.

At 11:33 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 90, HD 2
H.B. No. 343, HD 2
H.B. No. 1481, HD 2
H.B. No. 7, HD 2
H.B. No. 407, HD 2
H.B. No. 417, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 768) recommending that H.B. No. 658, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 658, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 769) recommending that H.B. No. 908, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 908, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 770) recommending that H.B. No. 115, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 115, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 771) recommending that H.B. No. 191, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 191, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to vote against the bill and to say a few comments. Thank you. House Bill 191, Relating to Small Boat Harbors, authorizes the Board of Land and Natural Resources to consult with and receive assistance from the HCDA with regards to planning, developing, operating, administering and maintaining small boat harbors.

"When you look at the testimony from Department of Land and Natural Resources you'll see the nexus of this bill with something else that we in this Body have voted to repeal. And I quote from the Chairperson, 'as part of the administration's proposed revisions to the Public Land and

Development Corporation law, HCDA is contemplated to assist the Department with development expertise.'

"I don't like this nexus with the PLDC, Mr. Speaker, but even more, I'll quote from testimony in strong opposition to House Bill 191. And I quote, 'HCDA does not manage harbors. In fact, due to this innate inability they have found it necessary to sub-contract their harbor management assignment to a certain chosen private party, thus layering the cost of managing the harbor and increasing this cost to state taxpayers.'

"Another testifier goes on, 'the HCDA has proven itself to be dismally ineffective at operating, administering and maintaining Kewalo Basin Harbor. I can't speak much to their planning and developing skills, but every time I see one of their plans, the first thing that comes to mind is, what are they thinking, or, what are they smoking at their office parties?' And the testifier concludes, 'we wish that Kewalo Basin Harbor was run by the DLNR.'

"There's more opposition to it, Mr. Speaker, that rather than correct any deficiencies of the experienced and capable DLNR's division of boating and ocean recreation, House Bill 191 proposes to place the HCDA, which is proven to be problematic, at the center of management of all harbor operations. This is a move that will complicate and add an additional layer of bureaucracy.

"They go on, 'HCDA does not employ a proper maintenance staff with the skills to repair and maintain the pier where customers are boarded.' The testimony was quite negative as to HCDA's management skills, Mr. Speaker. And even more so I don't like the nexus with the Public Land Development Corporation. That's where this bill generated, that's its generation, and I think that we should not move this forward. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. This bill does not have anything to do with PLDC. Basically what it does is it just authorizes the HCDA and the Department of Land and Natural Resources to talk to one another. This administration, since they came on board, told us that we have to stop working in silos and we have to work collaboratively in terms of expertise and talking to one another to get the people's business done. There was never any connection with this to the PLDC.

"There was a bill, I think we heard along with the PLDC, that the Governor supported some authority for parks and harbors. That bill died in committee and that would have given maybe some authority to HCDA to work on harbors. But that's not what this bill is about. It's just they may consult and talk to one another.

"Kewalo Basin is a harbor under HCDA's jurisdiction and they've been working a lot on doing planning and doing business plans and floating bonds and through time have learned a lot of expertise. I don't think it hurts at all that the Department of Land and Natural Resources can at least sit down at the same table and talk to them. At this point in time, they can't. We have, I don't know, I guess some people call it firewall, but there's a wall there where they cannot talk to each other. This just allows that.

"I think the previous speaker spent a lot of time talking about why people don't like HCDA, but that's not what this bill's about. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, if anybody looks at the DNA, this is clearly a child of the PLDC. There are two children actually. There's a PLDC harbors and there's a PLDC DOE, which we'll get to later. But what we need to do is to take a deep breath, step back, clear the slate, start over again instead of trying to euphemize that this is something other than what we've already killed. Thank you, Mr. Speaker."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. This is not PLDC and we actually voted down a harbor's version of PLDC. That's HB 492 and that's another bill, for clarification."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 191, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Thielen and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 772) recommending that H.B. No. 193, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 193, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'm going to be speaking with reservations. My concerns are as follows. This is dealing with the Land Use Commission for extension of time for a completion of district boundary amendment, section 205.

"It basically states that, if a person who has petitioned for a district boundary amendment that has been approved by the Land Use Commission requests an extension of the time period to comply with any requirement, term, or condition imposed by the Commission as part of the approval of the amendment, the Commission shall extend the date or time by which the requirement, term, or condition must be completed for at least two years, provided that the appropriate officer or agency identified under section 205-12 of the county determines that the petitioner has substantially commenced development of the property in accordance with the terms and conditions imposed.

"Other good cause exists to extend the date or time for completion of all commissioned-imposed requirements, terms, and conditions of the district boundary amendment, and the requirement, terms, and conditions of the extension of date or time shall not be more restrictive than those contained in the commission.

"In other words, it's a default of automatic extension on a PUC land designation approval. This is an extraordinary change of the current law, the current practice, the current state of law, the current case law on the books today. And I'm just sort of surprised that none of our environmentally active friends have called us about this bill. So there must be something good in this bill, Mr. Speaker, so that's why I'm voting with strong reservations. Thank you."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I would like to ramp it up one and I'm going to be voting no. And Mr. Speaker, if I could have the remarks of the previous speaker put in the Journal as if they were my own, please," and the Chair "so ordered." (By reference only.)

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict? I'm a land use attorney. Thank you," and the Chair ruled, "no conflict."

Representative Har continued to speak in support of the measure, stating:

"In strong support. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you very much. I just want to point out that the Land Use Commission clearly does their job designating what should be urban, conservation, agriculture, rural, and I really appreciate the work they do.

"After they do that, when it comes to the development of the land, you're working with the local county. The county is the one on the ground working with the developer, making sure that they're working on process.

"It's very clear that what this law is saying is, if the Land Use Commission is considering some action, that in fact they will have to now interact with the local planning director and the department to determine if in fact there is work that's been commenced on property, that in good faith the developer is working hard on the project.

"I think that involving the county, because sometimes people may come back and say, we want to extend it because of the recession, because there were problems in our financing. They may say, can we have another year, but we're in the middle of the permitting and we're doing it in good faith.

"I don't know if people realize, but because we cut so much in our funding, the processing of sewage treatment plants and water systems really slowed down. Here's an opportunity for the Land Use Commission to actually work with the local departments and find out, are they in fact doing what they need to do to move this project forward. I think there's nothing wrong with this.

"We're encouraging development in Hawaii. People spend $20, $30, $40 million, they're in process, and I think this is just good business. Thank you."

Representative Oshiro rose to respond, stating:

"Thank you, Mr. Speaker. I appreciate the comments of the Representative from Kona and maybe the necessity for this kind of discussion, but nothing prevents that discussion from occurring today under the current law and rule and rulings of the Circuit Court and the Supreme Court on the Land Use Commission's prior decisions.

"Again, this is a mandate that they will grant the two-year extension, at least two years extension, upon the petitioner coming in. And there are no additional conditions or requirements to be imposed upon the prior awardees. So those are my concerns, Mr. Speaker.

"And secondly, just to clarify the record, earlier I had said that I'll be voting with reservations, in fact I'll be voting no, and I've given a green slip to the Majority Floor Leader. Thank you very much, Mr. Speaker."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Still in strong support. Mr. Speaker, may I please have the words of the Chair of Water & Land entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 193, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Coffman, Oshiro and Thielen voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 773) recommending that H.B. No. 194, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 194, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I just wanted to speak in reservations on this measure. I think this is a $275,000 expenditure in Fiscal Year 14-15, and I think after that it's revenue gain of $251,000. I just have concerns about the source of funding and how this measure is prioritized within our current financial plan and balanced budget responsibilities. Thank you."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose, stating:

"Mr. Speaker, I'm sorry I made a mistake there. I was speaking on Standing Committee Report 774. On 773 I'll be going with reservations. I have concerns about giving, I think these are tax credits for preservation purposes of historic homes. Thank you."

At 11:49 o'clock a.m., Representative Har requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:50 o'clock a.m.

Representative Oshiro continued to speak in support of the measure with reservations, stating:

"Mr. Speaker, on 773, I apologize. I'm somewhat new at this, I'm a novice at this process. I have concerns on this bill. If you look at page 6, it

sets forth in quite descriptive detail the requirements for the State Historic Preservation Officer. I think if it's applied to the appointment process of the selection, recruitment of the State Historic Preservation Officer, I think you might have a little difficult time fulfilling all these requirements on that very important position.

"But what I find very troubling is also section 4. This is the first time I've seen something like this in a bill being proposed for passage by us. It states, the employee occupying the division administrator position of the Department of Land and Natural Resources State Historic Preservation Division on the effective date of this Act shall not be transferred, demoted, or otherwise dislocated from that position solely as a consequence of this Act.

"Concerns I have are, number one, it may create a cause of action for the transfer, demotion, or termination or otherwise removal of that individual regardless of the language restricting it too slowly. There's still enough language there to still probably give the person a cause of action against us. Of more concern is that you'll put this into a session law protecting this one individual. I just can't understand that.

"So those are my concerns, Mr. Speaker. Effective date of July 1, 2030, so perhaps we can fix those concerns in the next iteration. Thank you."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Still noting my reservations on this measure and I just wanted to point out to the Body that this is creating a new position, and contrary to the other appointments that our Bodies do with the Governor, this one would exempt the Senate confirmation process. I think that is something we should clearly look at, when the Senate does confirm appointees from the Governor. This one is requesting not to do that process.

"So we should be just cautious going forward. I do look at the continued discussion until 2030. Thank you very much."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with slight reservations, and first of all may I please have the words of the speakers from Wahiawa and Waianae entered into the Journal as if they were my own.

"And secondly, very briefly, Mr. Speaker, as the former Vice Chair of Water, Land, & Ocean Resources, in 2010 our State Historic Preservation Division was put on high alert status by the National Park Service. So for those of you not here, what that means, that is very grave consequences for the State of Hawaii.

"For every federal project that the state works on where federal monies are involved, our State Historic Preservation Division, also known as SHPD, has a requirement to sign off. The fact that we are now on high alert status means that every single federal project could be held up if our SHPD is decertified.

"So at this point we are still waiting, and unfortunately due to sequestration we have not had the opportunity to meet with Washington DC NPS organization to finalize whether we are now going to be off of high alert status.

"So, on one hand I do support having certain measures in place for the SHPD administrator, because at the end of the day this person is in charge of so many far reaching areas that would affect our daily lives. So I support whole heartedly having in statute some certain prerequisites in place for that person. But for the same reasons mentioned by my colleagues, I do stand with reservations. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I just wanted to clarify that the purpose of this measure is basically to increase standards in our Historic Preservation Division office. And the bill attempts to do that by converting all of the positions to civil service positions where minimum qualifications and vetting would be done in hiring practices in the future. The one exception is for the administrator who will continue to serve at the pleasure of the Governor. 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. 194, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 774) recommending that H.B. No. 988, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 988, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with just quick remarks. I understand that the intentions of the bill are very good. It's just a matter of what I would see as my own priority for my community. The first priority that I have for my community is to help a significant portion of my community rise out of poverty which includes a lot of mobility. And this bill would, I believe, hinder the mobility of those members of the community to try and help them rise out of those conditions, Mr. Speaker.

"Any increase on taxes relating to fuel, which is our main source of movement, would further hinder their efforts to rise out of poverty, Mr. Speaker. For those reasons, I'm in opposition."

Representative Johanson rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I agree with the comments made by the Representative from the North Shore. I think the only thing that I would like to echo in my opposition is that primarily I am for wild life conservation and remediation, so I think the intent of the bill is certainly a good one. I would prefer a different funding mechanism. One that is not necessarily born by the consumer in a way that they may not necessarily understand. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm standing up in opposition. Mr. Speaker, brief comments. I understand the valuable need for this measure. I'm also concerned that this barrel tax increase would have a negative impact in our community. I just wanted to highlight to Members who pay attention to what's going on in our community. Just in today's paper it was noted that our Honolulu gas prices were raised about 2.6 cents per gallon this week, with an average of $4.30 per gallon, according to Gas Buddy.

"So, Mr. Speaker, bills like this that affect petroleum, which affects our ability to do commerce, move our children from school to home, I think will have a negative impact on struggling families, especially those of the middle and lower income. Thank you, Mr. Speaker."

Representative Fukumoto rose in opposition to the measure and asked that the remarks of Representatives Johanson and Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to respond, stating:

"Thank you, Mr. Speaker. I just wanted to make a couple of points. First of all, may the words of the Representative from Waikele Gentry be entered as my own on the rise of the gasoline price.

"Two concerns. First of all is the creation of the Wildlife Recovery and Rehabilitation Special Fund. It would not only receive a portion of the barrel tax that is currently being reprogrammed to go back to food and energy security, but in fact create a stand up new fund just for the purposes of dealing with Hawaii's native wildlife through emergency response, rehabilitation, education and research.

"It's a stand up facility, it's not only dealing with those birds when they are affected by oil or spills, but also the research and education of those wildlife in this area. I think it's very important, but again balanced against the cost to the barrel tax and the need to make sure we can fund the current food, energy, security proponents portions of that. I think that trumps this one.

"Secondly, I think Mr. Speaker, is that it raises the barrel tax from $1.05 to $1.07. That may be only 2 cents but I think when you consider the millions of gallons of oil that we bring in at 55 gallons in a barrel, it's quite a sizeable sum of money. I think the Department of Taxation testimony said it's anywhere from $275,000 into this new fund on an ongoing basis. That's why I'm voting no. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, in support and I just wanted to note that out of Finance the House Draft 2 deleted the increase in the barrel tax. It's a blank amount."

Representative Cullen rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

At 12:02 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:03 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 988, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," passed Third Reading by a vote of 31 ayes to 20 noes, with Representatives Aquino, Cheape, Choy, Coffman, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ito, Johanson, McDermott, Ohno, Oshiro, Say, Takayama, Tokioka and Yamane voting no.

At 12:06 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 658, HD 2
H.B. No. 908, HD 2
H.B. No. 115, HD 3
H.B. No. 191, HD 1
H.B. No. 193, HD 1
H.B. No. 194, HD 2
H.B. No. 988, HD 2

Representative Tsuji rose, stating:

"Mr. Speaker, with your kind permission could I review again SCR 774, HB 988. I believe I submitted my green slip."

At 12:06 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:07 o'clock p.m.

The Chair then stated:

"Representative Tsuji, we already took action on the measure but for the Journal I will instruct the Clerk to include a no for you. But again to the Members, please I know it's getting to be a long morning but after the vote is counted by the both the House and the Senate, it's too late to include your vote except in the Journal. Thank you very much."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 775) recommending that H.B. No. 1074, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1074, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations and a brief comment. Noting the testimony from Department of Taxation in the Finance Hearing, this would cost us about $6 million in the first year and $12 million thereafter every continuous year. Although I do support the intent, I think we should be more fiscally broader on what we're doing going forward and I continue the discussion again until 2013. Thank you."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition on House Bill 1074, House Draft 2. I'd just like to echo the comments of the previous speaker, that I can see no pressing need to provide this very generous income tax credit for individuals, corporations, who would be rehabilitating their historic structures.

"Again, I'm looking at it from the fiscal aspect of what it might mean to the General Fund. Again, DOTAX, the Department of Taxation, states that it might result in a revenue loss of $6 million in Fiscal Year 2013 and $12 million for every year thereafter. That's quite a lot of money that's going to be drained from the General Fund that could go to cover a lot of the cost of the programs that we're advancing today, in the new programs especially. So, those are my concerns.

"I'll be voting no. I think this is not the right tax policy for us to be considering today. Especially in light of the concerns that we have to address on the horizon given the effects of the sequestration, the Inouye cliff. I think we need to maintain the public faith appropriately. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition with brief comments. Mr. Speaker, first may I have the comments of the speakers from Wahiawa and Waianae entered into the Journal as if they were my own.

"Secondly, my only concern with this bill, it is well intended but the fact of the matter is this. Many structures falling under historic preservation are already exempt from taxes, meaning real property taxes. To give them this tax credit, this refundable tax credit, I think is a little bit over broad in my opinion. For those reasons, I stand in opposition. Thank you."

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, in support with reservations. I just wanted to say that I appreciate the recapture provisions put into this bill which gives me a lot more confidence in it. I do think the underlying attempt is a very good one. I do worry though that given how similar tax credits have been subject to abuse, there are certain concerns still lingering. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. I really like the innovative way that this bill goes about to try and preserve. Because our state is so rich in culture and in heritage, efforts to preserve that culture and heritage I think are very good and this is an innovative way to do that. I do have concerns, and I would like to have the words of the Representative from Moanalua inserted as if they were my own."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1074, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cabanilla, Choy, Coffman, Hanohano, Har, Ito and Oshiro voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 776) recommending that H.B. No. 1292, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1292, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and just a couple of comments. For big pieces of property or big pieces of land or something of historic value, I believe that this measure has a lot of merit. Although I can't imagine an administration, for example, suggesting that we sell Iolani Palace or something, but I think in a situation like that, the Legislature would certainly want to have a say.

"But for little, in my understanding this applies to land parcels of any size, and it just doesn't seem to me like it's necessary. I was involved a few years ago in construction of a city park on what was then state land at the end of Pele Street just below the freeway, it's 1/10th of an acre. And if the community activist who pushed for the creation of that park had had to have a legislative vote with a 2/3rd's majority to transfer 1/10th of an acre that no one was really concerned about, I don't know, it just seems like a waste of a legislature's time.

"I'm also concerned about the 2/3rd's majority. I don't know why we need to have 2/3rd's, why can't it just be a regular majority vote. But in any case I do support it and talking about it but I do think there are some problems with it. *Mahalo*."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Rhoads be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you. In support with reservations and I would like the words of the Chair of Judiciary entered in the record as if they were my own. One other brief comment. I do have a concern about how this would impact executive orders of transfers of land between government entities like the state and the county, which occurs quite often, for the betterment of the public. Thank you very much."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, brief comments. Thank you, Mr. Speaker. I know that this bill is well intended and I really want to thank the introducer of this measure because I know exactly why he did it and I do commend him. Truly, this bill has well intentions.

"But first and foremost, Mr. Speaker, may I ask that the words of the Judiciary Chair be entered into the Journal as if they were my own. Secondly, my concern as a land use attorney. Oh and Mr. Speaker, may I please have a ruling on a potential conflict. I'm a land use attorney," and the Chair ruled, "no conflict."

Representative Har continued to speak in opposition to the measure, stating:

"So getting back to the issue of remnants, which I think the Judiciary Chair touched upon. For those of you who understand how remnants work, there is a specific section in Chapter 171 dealing with remnants. And the problem with this particular measure as it stands, it does not give the Department the ability to deal with remnants, which is what I think the Judiciary Chair was talking about.

"The fact is if we have to require legislative approval for all of these tiny remnants, the fact is we're in session from January to May and oftentimes the DLNR needs to have that latitude to do exchanges for remnants. It just practically doesn't make any sense. So that's my first concern.

"Secondly, Mr. Speaker, having been a Member of this Body for seven years now, unfortunately I do have concerns to the extent that any time you put things into the hands of legislators, it becomes politicized. That is a grave concern for me.

"The fact is, all of a sudden there could be a project in somebody's district. And let's say it could be a very well intentioned project, it's community support, a community center, but for whatever reason certain activists are opposed to development, whatever the case may be. Then you now subject this particular project that could be supported by the community and the Department of Land and Natural Resources to being politicized. You then have people lobbying Members of this Body to do the right thing, and that's the worst possible case scenario.

"Finally, Mr. Speaker, this is the most egregious of all matters and why I have concerns about this. No elected official should ever use his or her position subject to a vote. But I do have concerns because we're dealing with land acquisitions and transfers and exchanges, the fact is, in the worst egregious case you could have a politician who could very well use his or her position and get other votes to say we're not going to stop your project unless you give us money, a contribution.

"So for those reasons, Mr. Speaker, and I think in the immortal words of Thomas Jefferson, and I quote, 'my reading of history convinces me that most bad government results from too much government.' Thank you. For those reasons I stand in opposition. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, I rise in support. I really appreciate the previous comments from all the speakers because clearly this bill does need some work. I think any concerns need to be addressed as it moves forward. But I think the underlying point of the bill is really a good public policy. And the reason, as stated by the previous speaker, that things get politicized, and so you worry about obviously getting approval.

"But the way the current law is, is that these fee simple lands can be disposed of and then you'd have to come back to the Legislature to disapprove it. And my concern has always been, since I've been here, is that these deals take place, and the public which is represented by the elected official doesn't know it's taking place. And you're only given the next legislative session to disapprove it. So there's a time clock, there's a limited clock on it.

"So the reality is this stuff can happen under the radar screen where the public and elected official doesn't even know, and I think that is legitimate

that we move this forward and try to figure out how to solve that problem. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you very much. In support. Just to respond to a few of the scenarios put out there. Indeed there's the potential that someone could come in and bribe perhaps 2/3rds of the Legislature to have us pass something. But I think the far more realistic and far more dangerous scenario is that in a disapproval process, you're going to have a far easier time bribing one or two people, perhaps a particular Committee Chair, to not hear a bill required to pass in order to prohibit a sale of land.

"So if there is a project that somebody really wants, it's far easier under this existing setup to make sure that it's going to happen in your favor. Thank you very much."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. And I do want to thank the introducer of this measure because I think we as a Body should be protecting these particular lands, especially the types of lands that we have in this State. I do realize it's a 2030 date and there needs to be some more discussion on remnants or smaller pieces, but I appreciate the introduction of the measure and I do support it. Thank you, Mr. Speaker."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, in support. I just want to mention that I think this reflects a shift in this Body to be a little more conservative as we look at our public lands. I think it's a very good step. I think we do need to be critical before we liquidate our precious public lands. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1292, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Hanohano, Har, Ito, Oshiro, Say and Tokioka voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 777) recommending that H.B. No. 1330, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1330, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 778) recommending that H.B. No. 70, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 70, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 780) recommending that H.B. No. 473, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 473, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. On Stand. Com. 780, please note my reservations and also the testimony by DOTAX on what this measure could cost us. In the first year, $1.2 million. Lying out the next six years would cost us $2.4 million each year. Thank you very much, Mr. Speaker."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. My opposition is really two fold. Mr. Speaker, first and foremost before I go on with my opposition, I would like to note for the Member's benefits that we do have something called the Hawaii's Enterprise Zones Partnership Program. For those of you who are not familiar with Enterprise Zone Programs I would suggest that you read this to understand exactly what an Enterprise Zone is.

"But for the benefit of the Members, very quickly I'd like to quote, 'the usual purpose of Enterprise Zones is to reduce poverty and spur economic development by coordinating incentives for investment and job creation to clean up blighted areas.' … 'In order to be most effective, the most successful Enterprise Zone programs also include governmental financial and administrative resources such as grants, loans, and venture capital along with staff that can undertake zone marketing efforts and provide support services for zone firms.'

"In addition, counties provide incentives to make the Enterprise Zones work. These include but aren't limited to incremental property tax relief, zoning, building fee, and permit waivers or variances, priority zoning or building permit processing.

"So that's for some of the Members who are not clear on what's going on with Enterprise Zones. My concern here, Mr. Speaker, is this. NELHA is a wonderful program. And I think that I understand the intention from the introducers of this measure. We want to support this program, but the fact of the matter is we already do. I would direct the Member's attention to Chapter 227. NELHA already has exemptions from taxation and competitive bidding, there's no legislative oversight over NELHA. The fact of the matter is, is that they are completely special funded and they have preferential treatment over the land as well as the ocean resources.

"So to now give them the enterprise zone tax credit allows them to essentially double-dip, and for that reason, Mr. Speaker, I stand in opposition. Thank you."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 473, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Choy, Hanohano, Har, Oshiro, Say and Tokioka voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 782) recommending that H.B. No. 1188, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1188, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMIC OPPORTUNITY POVERTY REDUCTION TASK FORCE," passed Third Reading by a vote of 51 ayes.

At 12:25 o'clock p.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:25 o'clock p.m.

At 12:26 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1074, HD 2
H.B. No. 1292, HD 1
H.B. No. 1330, HD 1
H.B. No. 70, HD 2
H.B. No. 473, HD 1
H.B. No. 1188, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 783) recommending that H.B. No. 1298, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1298, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ohno rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ohno's written remarks are as follows:

"Given a chance, all people can succeed. Members of our communities with intellectual or physical disabilities successfully rise to the challenge of overcoming their limitations each day, but are often overlooked or excluded from ordinary opportunities like employment. This measure rewards businesses that also rise to the challenge of inclusion for all individuals in our state and promote diversity in our workforce. In addition, we open employment doors for those with disabilities, building their confidence and empowering them to improve their lives."

Representative Choy rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support of this income tax credit. If we are to give income tax credit, Mr. Speaker, we should be doing this type of credit that helps the less fortunate. This is the reason why I think all the other tax credits are no good, but this credit is very good. Thank you, Mr. Speaker."

Representative Kawakami rose to speak in support of the measure, stating:

"Mr. Speaker, strong support, written comments please."

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, I stand in strong support and I would like to thank my colleagues for their support. Mr. Speaker, I have had the privilege and honor to spend many hours working side by side with members of our community who have various disabilities. But I don't see them as disabled, I see them as extraordinary individuals with boundless abilities. These are individuals who take pride and ownership of the work they produce.

"While many people try to find ways not to get things accomplished, the men and women I have worked with will try to find every way possible to get the job done, even when faced with extreme adversity. Mr. Speaker, there still remains a social stigma that people with developmental and intellectual challenges cannot 'keep up.' I find this stereotyping absolutely heartbreaking and completely unfounded. In fact there is a lot we could learn from disabled persons in our community and work force. I know I have. I have learned that they raise the morale and the work atmosphere, they raise the level of performance, and they raise the level of awareness at how capable and able bodied they are.

"This measure provides an incentive for the small local business community to help break down the walls of ignorance. I stand in strong support and stand ready to work side by side with my brothers and sisters with abilities any day of the week."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'd like to ask if the words, I never thought I would say this in my life, but I'd like to ask that the words from the Representative from Manoa be inserted as my own on the tax credit. And I'd also like to thank the introducer of the bill. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, same request. In support, with the words of the Representative from Manoa except striking the latter part of his comments," and the Chair "so ordered." (by reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Just a few comments. I'm in complete support of the bill but I have a concern for the intended recipients in that once the credit expires after six months will they still be employed by the company or will they be let go because the credit is no longer available."

Representative Carroll rose to speak in support of the measure, stating:

"In strong support."

Representative Oshiro rose to speak in support of the measure, stating:

"Very briefly, Mr. Speaker, strong support. Thank you very much. I thank the introducer of this measure. I think along with my colleague from Manoa, this is a well designed, limited in scope and application tax credit for those who are most needy in our community. The developmentally, intellectually or physically disabled constituents. Thank you very much."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and may I have the words of the Representative from Manoa and the Representative from Wahiawa adopted as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure, stating:

"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. 1298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 784) recommending that H.B. No. 1402, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1402, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL IMPACT BONDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 786) recommending that H.B. No. 858, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 858, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. Mr. Speaker, I rise in strong support as a continuation of my remarks from Second Reading when I said, this is one of the few bills that uses the 'e' word, entrepreneurship. Entrepreneurship is written all over this because it's about a high growth initiative to stimulate our high tech businesses. Mr. Speaker, this bill will help us overcome a couple of problems that we have in Hawaii.

"One is our total over-reliance on tourism. Mr. Speaker, we have lived off of our good looks for too long, we now have to start living off our brains. This is one of the transitional bills to do that.

"Secondly, Mr. Speaker, we have a reputation of being anti-business, we have a reputation of being closed for business. Mr. Speaker, this Legislature needs to be more open for business and able to 'grow the pie' rather than just keep slicing it up the way we do every year with our budget. We need to be thinking 'growing the pie' and being open for business.

"But this bill follows what otherwise the federal government has taken the lead on and that is there's $100 billion that we put into high tech research and high tech development for our companies. Mr. Speaker, the reality is that only 1% of our corporations are exporting, we need to stimulate them in a high tech industry. After all, we have the most innovative, creative brains in the world. We used to have all the money also, but now we're on borrowed money. So Hawaii needs to get on the bandwagon with what's going on in the rest of the world.

"Mr. Speaker, it's critical for our state in the sense that we need to be reminded that 85% of all jobs, I repeat, 85% of all jobs are private sector jobs. It's not the government that hires people. 15%, 20% at the most. 70% of all new jobs come from new businesses. In Hawaii we are really a micro business state. 52% of our employers have less than 5 employees. Those are kind of micro businesses. And 95% have less than 50 employees. 1/3 of our corporations are overseas corporations, which is good but we need to grow our own.

"My own office often promotes, contrary to the Eisenhower admonition about beware of the military industrial complex, we need an indigenous ownership of the military industrial complex. Mr. Speaker, what they do with the $12 - $14 billion military federal defense contracting spending is they fly in and parachute a guy down to do those contracts and then after getting the money 3 or 4 years later they fly out. We need to indigenize that entrepreneurship effort.

"Hopefully something will come out of this because some of the things that we have already done with our high technology is exemplified by Oceanit, Patrick Sullivan. He's been with his high technology saving lives by his advancements all over the world. Some of us had the honor to go to the convention center a number of years ago and to see his sniper fire tracing technology. Mr. Speaker, before the shot was even heard, he had a machine to show where the sniper was shooting from. That has saved lives because they know where to then engage the enemy.

"Those kinds of technologies are applied by searching out those companies in Hawaii and funding them, training them, mentoring them and hiring new people, diversifying our economy and harnessing our entrepreneurial talent.

"Mr. Speaker, I would be naïve to think this didn't have any detractors just like tax credit detractors or solar, tax detractors for other things. This is going to cost a few bucks. The federal government's thrown in $100 billion. This I believe is only $20 million. And it's something that when you look at the $14 billion tourism economy, $12 billion in military and federal and contract spending, Mr. Speaker, this is a drop in the bucket.

"So for those detractors I would say have a look at what government's role has been, particularly if you've been to Asia recently, and look at, as I learned while a student at the East West Center, ultimately all economic development is political if you trace it back and forth. Government has a role to play. It should be the referee. But in this case it should be stimulating, going forward and creating high growth for more jobs. Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support of the measure but I'm also looking forward to, we just passed a measure in support of a poverty task force, I'm looking forward to coupling what we find in those results with the efforts that are going to be necessary in the high tech industry, which will bring environmentally low impact but high paying jobs into our state, which is critical for the future, especially of our youth. That's all I have to say, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. This is like Part II of what we did last year when we set up this special fund working with DBEDT. Mr. Karl Fooks has done an extraordinary job. I think last year we started the program. I think this is the second allocation of funds they are seeking, $10 million each fiscal year. The jury is still out on how successful this program has been, but I'm willing to keep this measure moving forward. Again this is $10 million each fiscal year. Total price tag, $20 million. 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. 858, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 789) recommending that H.B. No. 742, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 742, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of the measure, stating:

"In strong support of this measure, Mr. Speaker, for $1 million general obligation bond for senior housing. I want to say that I fully support this measure even though it's not in my district. Thank you."

At 12:38 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 742, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 790) recommending that H.B. No. 276, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 276, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SENIOR RESIDENCE AT PIIKOI, OAHU," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 791) recommending that H.B. No. 532, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 532, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 792) recommending that H.B. No. 536, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 536, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 51 ayes.

At 12:41 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1298, HD 1
H.B. No. 1402, HD 2
H.B. No. 858, HD 1
H.B. No. 742, HD 2
H.B. No. 276, HD 2
H.B. No. 532, HD 2
H.B. No. 536, HD 1

At 12:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:26 o'clock p.m., with Vice Speaker Mizuno presiding.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 793) recommending that H.B. No. 1119, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1119, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of the measure, stating:

"In support, Mr. Speaker. House Bill 1119, this is about the redevelopment of Mayor Wright Homes, Mr. Speaker. This development was built in 1953 right after World War II and it was named after the first Mayor George Wright in 1958.

"Having said that, Mr. Speaker, it's a very old housing development that has been costing the state millions of dollars every year. And I think it's about time to put a new building in it so we can decrease the cost of maintenance and we also can increase density, because there are about 10,000 people waiting on the wait list to get into public housing. This is a very good measure, Mr. Speaker, for our citizens and to increase the pool of affordable housing. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I would like the words of the previous speaker entered in the Journal as if they were my own except for the part that says World War II, please change it to Korean War. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just want to thank the Chair of Housing for introducing this legislation. Everything she said was true, except maybe with regards to the war. Mayor Wright Homes definitely needs refurbishment, rebuilding and there's some huge development opportunities there. So thank you again to the Chair of Housing. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1119, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC HOUSING AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 794) recommending that H.B. No. 486, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 486, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. At this time I rise in strong support of this measure. This bill appropriates funds for the Future Farmers of America and the 4H programs. There's a growing sense of involvement and interest in agriculture among the youth but unfortunately we don't really have the funds to support these programs.

"Qualified farmers are decreasing while the age of our farmers who work in the industry is increasing with the average age approximately 65 years old. One way to encourage youth to participate in these programs, increasing student's agricultural education, would give them the necessary experience and skills to pursue a future in the agricultural industry while making them better students and citizens.

"My mother always used to tell me that they really need to have pineapple picking 101 in schools to teach kids what it is to work hard and really get their hands dirty. It's a value that is often missing from my generation. With this increased exposure and support, our *keiki* can help the State.

"I had the opportunity a month ago to judge a regional FFA competition where one of the competitors was a young woman from Aiea, an area that's not really well known for farming. She expressed her excitement for urban and backyard farms. FFA doesn't just aid students in rural communities but the entire State.

"What is often overlooked is many FFA programs are almost self sustaining. They grow their crops, they sell them at farmer's markets and they fund their own program. They also learn the value of how to recycle and reuse. One of the schools in my district found a bath tub on the side of a road and now has an aquaponic system. They get very creative. I appreciate the opportunity to express my views in strong support of this measure. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I also rise in strong support. I want to highlight one of our remarkable teachers at Leilehua High School, Ms. Akuna, who is doing a heck of a job with the Future Farmers of America program at Leilehua. Thank you very much."

Representative Onishi rose to speak in support of the measure, stating:

"Mr. Speaker, I'm standing in strong support. We are very serious about sustainability, especially in agriculture. These programs are very important to our youth and for the training of future farmers and ranchers. These programs in the past used to be very strong. Over the course of years they have deteriorated. This funding will help to revitalize these programs and bring them back into prominence in our schools. Thank you very much."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and may I have the words of the previous speaker adopted 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. 486, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 795) recommending that H.B. No. 508, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 508, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 797) recommending that H.B. No. 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 1, HD 2. I do agree that it is important to discuss the need for long term health care in Hawaii, however I am not convinced that HB 1, HD 2 is the best approach to meeting this challenge. According to the bill description, this bill will establish a 'public long term care insurance program for the State's working population.'

"The National Association of Insurance and Financial Advisors (NAIFA) Hawaii, testified that, 'We do not support this measure because in principle, we are against a mandatory (tax) financing program.'

"Mr. Speaker, I believe as policy makers we should be looking into options other than a new tax to fund long term care insurance. NAIFA Hawaii further pointed out that no other state in the country has a state tax to fund long term care insurance.

"Mr. Speaker, for these reasons I rise in opposition of House Bill 1, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 798) recommending that H.B. No. 24, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 24, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I represent condo associations at my law firm. Thank you," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Ruling on potential conflict. I sit on a homeowner association. Thanks," and the Chair ruled, "no conflict."

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, similar request for a conflict. I'm the member of a condo association. Thank you," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Similar request, Mr. Speaker. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 24, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 799) recommending that H.B. No. 680, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 680, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. On one hand I can sympathize with some of the reasoning behind this bill. There have been some entities that have outright abused the current statutory structure of the conveyance tax law in attempt to avoid paying the tax. There have been testifiers who have criticized the loophole.

"I can understand the concern that the people in the businesses need to pay their fair share, but I feel that one of the areas that is overlooked in this bill is that it will hurt some of the small businesses. When you think of the conveyance tax you often think of large businesses and corporations. An area that is not as apparent is the effect it will have on family farms.

"When passing the business from one generation to the next, this current bill would put an undue hardship on agricultural businesses that are hanging on by a thread. My concern is what happens when mom and dad own 100% of a small family business and their kids want to take over.

"My point is this. The bill could have the unintended consequence of hurting us in an area that we're trying to support, an agricultural self-sustainability. So because of this I think there are a few farming families that are on the financial brink as it is and this conveyance tax could be the last straw in them continuing to farm.

"In an effort to stop abuses under the current law we may be painting with too broad of a brush. As the bill has a defective date I look forward to discussing these issues further with my colleagues, but based on my concerns I must vote with reservations."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, in support with reservations. I do like the intent of the measure and I think it's important to close the loophole, which is why I will be voting in support of this measure. I do just worry slightly that it may have potentially adverse impacts on the broader investment climate in Hawaii. Thank you."

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representatives Cheape and Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I do appreciate the comments of the previous speakers. We've tried to address these concerns in Committee. In particular, page 2 subsection 1 exempts any transfer or acquisition that consists of the change in identity or form of ownership of an entity where there is no change in the beneficial ownership, including transfers to an entity wholly owned, directly or indirectly, by the same common ownership as the transferor. So we are trying to address these concerns. We recognize it's a work in progress hence the defective date. Thank you very much."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Cheape and Johanson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, thank you very much. In strong support. Just for the edification of the Members, if this law had been in place two years ago, when Mr. Ellison bought the island of Lanai from Mr. David Murdock, Castle & Cooke, I think we would have received anywhere from $3 million."

At 1:37 o'clock p.m., Representative McKelvey requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:37 o'clock p.m.

Representative Oshiro continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just to clarify that Mr. Ellison wouldn't have paid the conveyance of the interest transfer cost, it would have been done by Castle & Cooke, who was the seller of the property. 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. 680, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Fale voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 802) recommending that H.B. No. 505, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 505, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREENWAYS," passed Third Reading by a vote of 51 ayes.

At 1:38 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1119, HD 1
H.B. No. 486, HD 1
H.B. No. 508, HD 2
H.B. No. 1, HD 2
H.B. No. 24, HD 2
H.B. No. 680, HD 2
H.B. No. 505, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 803) recommending that H.B. No. 899, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 899, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Har, Jordan, Oshiro and Say voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 804) recommending that H.B. No. 1149, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1149, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. Our State's dependence on fossil fuels is no secret, given our geographic location and our energy needs. This bill institutes standards and provides assurances of adequate financial resources for safe and proper decommissioning of wind energy facilities.

"I have a few wind energy facilities in my district, and that's something that's very important to us. I realize that some of the current companies in our area do have the decommissioning standards in their power purchase agreement, but I think it's important that we protect what is so beautiful about Hawaii and make sure that they get taken down. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support and ask that the words of the prior speaker be reflected as my own. I'd just like to add that in my current District 46, I probably have the most windmill turbines in any district in the State. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I've spoken with a number of the wind companies, especially those who have turbines in my district, and not a single one of them has not worked out a decommissioning portion of the contract that they sign.

"My reservations rise just from the fact that, this I believe should be left to the entities that are involved to work out what it is and not have the state insert themselves into the process and mandate something that should be handled between the entities involved. That's all I have, 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. 1149, HD 3, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 806) recommending that H.B. No. 25, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 25, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just want to request a ruling on a potential conflict. I'm a member of a condo association," and the Chair ruled, "no conflict."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. At my law firm we do foreclosures and we also represent condo associations," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I sit on a homeowner's association. Thank you," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. I'm an officer on a condo association board. Thank you," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict, Mr. Speaker. I rent condos. Thank you," and the Chair ruled, "no conflict."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 25, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," passed Third Reading by a vote of 51 ayes.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 808) recommending that H.B. No. 1440, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1440,

HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 809) recommending that H.B. No. 1131, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1131, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered." [Note: Representative Fale later changed his vote to a no vote.]

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Reservations and I'm just little bit concerned that the cost of this may prohibit some families from sending their kids to school. But, those are my only reservations and if I can get further written comments, that would be great. Thank you."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I am voting in support with reservations on HB 1131, HD 2. The measure requires a child to have a dental examination prior to entering any elementary, middle, or high school for the first time in the State. While I appreciate the bill's intent to help ensure a healthy school population, I am concerned that some children and families across the state who do not have access to a provider will be unable to fulfill this entry requirement. This would have a negative impact on low-income student attendance in school.

"In 2009, the Department's public health dental program was eliminated as a result of budget reductions and there is currently no infrastructure to support full implementation. Many other factors can affect access, including: lack of insurance, high co-payments, limited availability of dental providers, transportation, and cultural and language competency. Children with special health needs may also experience difficulty finding dentists trained and willing to serve this population. Thank you, Mr. Speaker."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ohno rose to speak in support of the measure, stating:

"In support. I do want to point out that the date that this bill would take effect is after ACA and many of the Hawaii Health Connector has been put into place, meaning that many of the families who may not be able to afford a dental exam, will so, under ACA or ObamaCare. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"I'm rising against this measure. Essentially, the concern that I have is this would require, as a prerequisite to entering public school, to have a report from a licensed dentist of a dental examination. I don't know what the nexus is between having a dental examination and entering a child into a public school system.

"I think there are some requirements right now on the books that require a child to maybe show some immunizations for certain infectious diseases, but I don't really understand the nexus or the requirement of preventing a child to be enrolled in school.

"The concern is that, at no fault of the child, but perhaps the guardian or the parents, maybe given their social-economic situation or the lack of affordable health care access or dental care access, they might not be able to get the dental examination. I think just to use this as a further barrier of the child to enter our public school system would hurt the child more than help them. That's why I'll be voting against it at this point in time. Thank you."

Representative Yamane rose to speak in support of the measure, stating:

"Mr. Speaker, standing in support. Brief comments. I do not know the nexus of why the bill was put forward but I can speak to some of the questions that were previously discussed regarding the value of having children be required to do a dental examination.

"As many of you know, we have children who come in through immunization shot records as well as a physical. During their physical we check a child to see if they have vision or potential hearing issues that will impede their ability to learn.

"Mr. Speaker, dental examinations may seem benign, however, it is an important factor for a child's overall health. Mr. Speaker, there has been proof that poor dental and oral hygiene can lead to debilitating and at-risk life factors like coronary heart problems regarding valves, because of poor oral health. So, Mr. Speaker, at no fault of the child we should look at ways of getting these children evaluated as soon and as early as possible.

"Children who miss school due to poor health having debilitating cavities as well as teeth loss actually have been proven to have lower self esteem and some behavioral health issues. So, Mr. Speaker, I think this is a good step forward. Parents and those families that are unable to pay for their medical cost, this is a great opportunity for them to get access to free care or get their children at least signed up for insurance that is provided by the state government to cover their dental care. Thank you, Mr. Speaker."

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with brief comments. First of all, may I have the words of the speaker from Wahiawa entered into the Journal as if they were my own. Secondly, just briefly, while I appreciate the intent of this measure, I think in response to what the Transportation Chair noted, this bill does in fact punish the child, and I think that is what the concern is.

"While the previous speaker said that this would be at no fault of the child, you are in fact punishing the child for the sins of the parent. Because now if the parent refuses to be responsible with their child's dental care, the child suffers. The child will be prohibited from entering into the public school system. For those reasons, I stand in opposition. Thank you, Mr. Speaker."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Please note my no vote. Please also take into the Journal the words of the Representative from Wahiawa as if they were my own.

"Growing up as a child I was not covered under any dental plan. So, I look at this as a measure of one more step of trying to get a child into public education. I don't think we should be going there at this moment in time.

"I think it is a good measure, but if this was in place 50 years ago, I wouldn't have been in public school. Not contrary to what my parents provided or didn't provide, we just didn't have the service.

"I understand that there could be public services for these, but currently that system is not large enough or capable enough to take all of our public school children. So therefore, I am voting against this measure at this point in time. We should really look at this going forward. Anymore stumbling blocks for our children to enter public schools in not conscionable for me. Thank you very much."

Representative Evans rose to speak in support of the measure with reservations, stating:

"I rise in support with some slight reservations. I know on the Big Island we have our federally qualified community health centers that are doing dental examinations for children and adults, for those that can't afford private physicians. So, I really hope that our system that we have around the state actually supports families getting their dental care taken care of.

"The reason I support it moving forward is because, I do know one thing, if a child has tooth decay and lots of problems in their mouth it could really affect their learning experience. And as we're moving forward this session I believe we're supporting early childhood education and just looking at the needs of children that are entering school, kindergarten, first grade, second grade.

"Maybe the bill as it moves forward we'll see it come out in Conference modified and maybe it's down to just elementary school level, I don't know. But, I do think it's of value to keep it moving and keep the discussion going. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm in opposition to this matter. I do recognize the good intention of the bill. However, I'm looking at it that it could be a deterrent to those impoverished parents that may not be able to afford this. So, I think that we should encourage it, however, we should not make it a requirement. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Oshiro and Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and just a few comments. I really want to thank the introducer of this bill because we've been struggling with the issue of dental health care and how can we ensure that more of our *keiki* have the important dental care that they need. And I think this bill actually represents out-of-the-box thinking. We have been focused on insurance and other issues, but this is looking at existing laws and existing requirements that ask that our children have physical exams.

"So, the nexus is that a dental exam is like a physical exam. It's an examination to ensure that the health and wellbeing of the child before they enter school is there, that they have the important health care and access to that health care available to them.

"What I think this bill also does, if you look at the language of the bill, there is actually a safe harbor. This in no way hinders a child from going to public school and it actually expands the window of time in which the child can get either their physical exam or dental exam, from 30 days to 90 days. So, this is a bill that actually, again I want to emphasize, it's out-of-the-box thinking, about how we can get our *keiki* the kind of good physical and dental care that they need. Thank you, Mr. Speaker."

Representative Yamane rose to respond, stating:

"Thank you, Mr. Speaker. I'll be brief, I just want to make a comment. If individuals or people have concerns regarding the impeding of students going into school, I do want to highlight that currently in state law we require children to have immunization records proven, as well as they are required to have a physical. We specify within who can provide that, within 30 days prior to entrance into school.

"So, again, if the issue has been that we are putting up requirements to prevent children from entering school for a variety of reasons, again we have to look at eliminating those requirements as well. However, I think, Mr. Speaker, as we have our kids coming into school to give them the best opportunity to be successful, includes their ability to learn, their academic environment as well as their overall health. Thank you, Mr. Speaker."

Representative Ohno rose to respond, stating:

"I take the comments about deterring kids from going to school very seriously, and it was thought through. When a kid goes on a field trip and you ask them to pay money or bring a lunch, you can also see that as a deterrent to going on a field trip. Or, if a kid has a Christmas concert and they have to wear a red or a green shirt, you could also see that as a deterrent. But, many times these kids and their parents will rise to that challenge.

"I think also similarly with this bill, kids and parents will rise to the challenge that at least once during their childhood they will see a dentist. I think that's a standard that we can hold our parents to, particularly with ACA coming into effect. I think those kids will be thankful in 10-20 years when they have less cavities. Thank you."

Representative Cabanilla rose to respond, stating:

"Still in opposition. The opposition is not really too much on the examination. But, in the process of the examination if the child requires a lot of dental work, then that becomes a financial deterrent to going to school. Let me also add that there are very few dentists in this town that will accept Medicaid. Thank you, Mr. Speaker."

Representative Carroll rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I have a few comments. With all due respect to the Chair of Health and to the previous speakers, the reason why I'm voting in opposition is because, I know firsthand where you have a family who has 8 children and let's say that the parents cannot afford the 8 children at one time to get their kids into school.

"I don't think we should penalize the kids. I do believe that we want to make dental examinations and dental care a priority. But, in the places such as where my district is, where on Molokai, Lanai or Hana, you sometimes don't have an option where the provider will provide free services or even take the child. Therefore it becomes an added cost because of transportation, because you have to go somewhere else. So, for those reasons."

Representative Fale rose to respond, stating:

"Mr. Speaker, in opposition. Just a couple of points. The dental work is not the same as getting immunizations against measles, mumps, rubella, tuberculosis, things like that, which are communicable and would actually pose a threat to other children in the school. So, it actually falls into a different category. The second issue, Mr. Speaker, is that I'm willing to go out and say that this would probably have the biggest impact, in a negative way, on poor and struggling working families. Because they are the ones who have the least amount of time and the least amount of resources to dedicate to this particular effort to get their children into school.

"So, once again, I believe that this will have a disproportionate impact on disadvantaged families with both working parents who are working three or four jobs, as well as those in the lowest income bracket, Mr. Speaker. And I believe if we were to follow up this bill with a study on its impact that those results would probably come out. For those reasons, again, Mr. Speaker, I'm opposed."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Mr. Speaker, the data says that 57% of Hawaii's families can't send a kid to school with lunch money without a federal subsidy. They can't even buy lunch for their kids without a federal subsidy. 57%. So, imagine what this is going to do to these working families that the previous speaker and others have talked to. This is a serious issue.

"Let us not lose focus of the fact, it's about their brains, not their teeth. Where we have a bigger deficit, where we have a lot of cavities, is the educational component, the achievement component. The, if you will, having one of the best rather than the 43rd or 44th educational system in the United States. For those reasons, I have serious reservations. Thank you."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. It's been interesting to me to hear the various comments from people who are not in support of this. I can fully understand the concern if you don't have the means to pay for a dental examination. But, I would ask those who are concerned about that, what would be the cost to that child who has no dental examination and their teeth literally are rotting in their mouth, and what would be the cost of that down the road?

"It would be much, much more, Mr. Speaker. And not to mention for that poor child, the inability for that child to concentrate in school, because this is what it's all about. Relating to the point about communicable diseases, of course it's important that you don't want your daughter sitting next to somebody with active tuberculosis and that's why we require children prior to entering school to be tested for these and be immunized and get chest x-rays and the whole bit.

"But, we also test for hearing and vision. If I can't hear well the guy next to me can hear just as well, that's not contagious. So, we require certain things of all our children because it is a benchmark, it is a gate keeper for not just the ability and willingness of children to learn, but also to assess the health of these children. I think as a state we owe no less to these children. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"In support. I would just say that the problems that are brought up with this bill, about half of them would go away if the entire state fluoridated its water. The military bases already do and their rate of dental decay is approximately half of what it is everywhere else.

"As a chemistry minor in college I am aware of the nastiness of fluorine as an element, but if you look at the element directly below fluorine on the periodic table, it's chlorine. And chlorine is something that all four boards of water supply in the state already add in the water to keep us from getting other food borne illness. *Mahalo*."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with strong reservations. And I'd like to ask that the words from the Representative from Hana be inserted as if they were my own. Thank you very much, Mr. Speaker," 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. 1131, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ENTRANCE," passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Cabanilla, Carroll, Coffman, Fale, Hanohano, Har, Hashem, Jordan, Oshiro and Say voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 810) recommending that H.B. No. 808, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 808, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 811) recommending that H.B. No. 1374, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1374, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ichiyama rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. I understand the intent of this bill is to improve our procurement procedures in allowing the state, when it's procuring services, to look at past performance of the people who submit bids for those contracts.

"I would just like to register my reservations because I have some concerns. First of all, the way that the bill is drafted, on page 2, lines 9 thru 10, it raises a questionable standard. It states that these criteria that will affect the bid price and be considered an evaluation for award shall be 'fair in the eyes of a reasonably objective taxpayer.' I think that language, hopefully as this bill moves to the Senate, will be tightened up. I think that is a difficult standard to articulate, a difficult standard to apply.

"I also note that in testimony in Finance, the Department of Education and DAGS did submit amendments and I hope as the bill moves forward those amendments do get considered, because I think it would serve the intent of the bill and would protect us in future procurement contracts.

"Finally, I'd also like to note that the Department of Transportation noted that the way that the bill is currently drafted could cause serious delays. We all know that DOT works on our harbors, our airports, our highway, our critical infrastructure. Causing delays in the improvement of these infrastructure projects is a serious concern. Thank you, Mr. Speaker."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Ichiyama be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. For the very point that was raised by the Representative from Moanalua, the term 'fair in the eyes of a reasonably objective taxpayer,' I think that's quite broad. In fact, I think anyone would probably say it's somewhat subjective. If you consider the former Minority Leader and myself being both reasonable, rationale, fair-minded taxpayers, we probably have different interpretations of how this law might be applied. So, I'll be voting no, thank you."

Representative Johanson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I appreciate the comments made by all the previous speakers. With respect to their comments, I think many of their concerns are right and I would support further amendments to this bill. I think as we've often heard, this is one of the many bills that are a work in progress.

"The impetus for this bill is largely based on a phenomenon that occurs in many of our schools in the Department of Education. I'm sure in each of our districts each of us can probably find a capitol improvement project that has either incurred significant cost overruns or significant delays. Oftentimes it's by what most people can see is a bad actor, meaning a

contractor who deliberately bid-dives and regularly gets contracts from state work all over our schools, knowing full well that they are not submitting a bid in good faith, that is both on time and will be reasonable and actually the lowest price.

"So, while we award through the competitive sealed-bid process, particularly with respect to DOE projects, projects by lowest bidder. But what I would pause at is that I think in the end when you factor cost overruns, delays, in terms of both to the students and to the taxpayer as well as to the state, I don't know that the state is ultimately getting its best bang for the buck.

"The motivation behind this bill is to try to at least take a first stab at addressing what is a problem that is fairly pervasive, which the DOE notes and Pacific Resource Partnership also supports. Because we're trapped in this loop, Mr. Speaker, where all of us can acknowledge and many of our principals often say, I'm glad I got this capital improvement project, it's now been awarded and it's been awarded to a contractor that I know across the island didn't do the best quality job and I hope it all works out for me and I hope our results are different.

"Sometimes we're not getting different results. I think many of the points brought up today would definitely improve the bill and tighten it, and I would support those. But, I do think that, as an idea and as an amendment rather than focusing on the purity of the procurement code in isolation, we have to take a look at what's really going on in our schools and try to address that and try to achieve a results-based policy in terms of procurement that our students and the taxpayers really feel is best value. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this bill is all about common sense. Who would hire somebody who did a junk job and you wouldn't take that into consideration. Case in point, 86% of us are University of Hawaii graduates. They put out a contract to build a baseball diamond. The contractor built the bleachers so you couldn't see home base. Equivalent to having this thing built in our gallery so you can't even see the Speaker for those up in the gallery.

"Would you do another contract with that person having that mistake or would you not at least take into consideration that kind of common sensical experience rating. Yeah, we can fine-tune it, we can polish it, but let's stick to the common sense. That's all this bill is about. Thank you."

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. First, I'd like the words of the Representative from Foster Village, Moanalua and lower Aiea as if they were my own.

"I think this is a very important issue for all of us and as noted in previous discussions, the biggest issue occurs in our schools. I know of many different examples of projects not coming out the way they came out because of a particular contractor being hired and not being skilled and adequately versed with some of the things, and it's just coming out terrible.

"The aquarium a few years ago did a project and the contractor who did it, because he was the lowest bidder, we found out had failed on two occasions previously on state jobs. Yet, he was the lowest bidder and we had to hire him.

"I think the best analogy I would give to you and my colleagues is this. If I was to build a project at home and I had to do it through a bid process and I had to go out and get, let's say 3 bids. And the lowest bid, my friend right here from Mililani and Waikele said 'oh, I had my house done by that guy and I wouldn't recommend him because he does poor work, in fact we had to redo everything.' Would I still pick him? Would I still pick that lowest bid? The answer is no. So why can't we, in state government, do what we would rationally do as homeowners, as business owners paying for a contractor doing like work.

"I think this bill is a reasonable approach and I hope that we can address some of the concerns in the future. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representative Takai be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker, just a brief rebuttal. Still with reservations. Again, I appreciate the comments that have been made from the previous speakers. But to be clear, my reservations, again, have nothing to do with the words of support that were offered. I think we're all in agreement that in fact we should be allowed to account for past performance for those bidding on contracts, particularly for state projects.

"The issue at hand deals with the current language in the bill. So, that being said, as this bill moves forward we hope that language can be tightened up and we're pleased to hear that the author of the measure is amenable to that, thank you."

Representative Ing rose in support of the measure and asked that the remarks of Representative Takai be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Takai rose to respond, stating:

"Mr. Speaker, thank you. Still in support, with additional written comments. Thank you."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HB1374.

"This bill is designed to allow past performance to be factored into the competitive sealed bidding process for state procurement contracts. This bill just makes sense, in that it allows state policy to reflect the best practices we use in our everyday lives. If a contractor doesn't finish a project on time, there are costs associated with their delay, through change orders and increased labor costs. When the lowest initial price is coupled with poor results throughout the project, this does not constitute value for the taxpayer. The risk of these costs occurring should be a factor in determining whether or not a bid is acceptable.

"This bill does not force past performance on bids as a criterion, nor does it exclude new contractors from receiving state work. Rather, it allows state agencies to avoid having to choose bids from the same contractors who continue to submit low bids, but fail to deliver on what they have agreed to complete.

"We cannot afford to keep making the same costly mistakes and this measure offers a cost-efficient and way to tackle a serious problem.

"For these reasons, I support this measure and urge my colleagues to do the same. 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. 1374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Coffman, Oshiro and Say voting no.

At 2:11 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 899, HD 2
H.B. No. 1149, HD 3
H.B. No. 25, HD 2
H.B. No. 1440, HD 1
H.B. No. 1131, HD 2
H.B. No. 808, HD 1
H.B. No. 1374, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 812) recommending that H.B. No. 96, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 96, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My family has a farm. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 96, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Choy voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 813) recommending that H.B. No. 857, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 857, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Woodson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Woodson's written remarks are as follows:

"I strongly support House Bill 857 and believe this bill should be a top priority in the Legislature. The original intent of this tax measure was to help ensure a long-term and well-funded strategy to obtain sustainability. This specific bill reallocates the barrel tax to be used for its intended purpose of supporting clean energy, local agricultural production, and environmental response.

"In adopting this measure we will be able to start moving forward in making Hawaii self sufficient and less dependent on outside resources, especially on fossil fuels and food products.

"By using the tax for its original intent we will be able to start reducing the cost of living by generating more home grown products. This measure will also allow the ability to invest in a diverse amount of energy resources. All of these efforts will help us identify the best path to take in our journey to self sustainability, efficiency, and increased environmental responsibility."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 857, HD 2. This bill would seek to repeal the sunset date of the barrel tax and reallocate the income from the tax to a variety of good causes, such as energy and food security. However, what concerns me is that this would make the barrel tax permanent, which increases the burden already faced by Hawaii's families. Many of Hawaii's people are struggling to survive in these difficult economic times, and it would not be prudent to add to their burden by continuing to keep their cost of living high."

Representative Oshiro rose to speak in support of the measure, stating:

"I rise in strong support and I'd like to thank the committee for moving this bill forward. I'd like to thank my friend from Kailua for having faith in me over all these years, that one day we could return to the intent behind the barrel fee tax, especially when it was raised from 5 cents to $1.05 and I told her that for a period of time we would be diverting some of the money to address the budget shortfall caused by the great recession.

"So, I think she and I are in accord with moving this bill forward and hopefully have it passed upon Sine Die. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. This barrel tax, when it came into existence, hurt my community. Same thing, we have working families that are trying to get out of poverty, trying to support their families and this barrel tax was instituted once again with the promise that it would disappear after a little while. And that's something, I believe it's a simple thing, that if we're going to institute a sunset date to pass a measure, when that sunset date arrives we should keep our promises to the community that we made, that it would go away.

"This barrel tax hurt my family, my community then, it continues to do so now. With the description of the reason why we have that tax for sustainability purposes, we are not any more sustainable today than we were back then. So, I would say that we should have a certain standard to which we measure our efforts and if we are not achieving the goals that we said we were going to achieve, then we need to allow whatever efforts we put forward to sunset as we said they would and to reassess where we are and to make the necessary judgments to really pursue the courses of action that would allow us to achieve that.

"Once again, this measure hurts disproportionately the working class family and those who are underprivileged in the community. Once again that's my priority, to make sure that we raise these families out of poverty and put them in a situation where they can take care of their families and move towards a brighter future, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and I'd ask to insert written comments as well. I just note that this bill does return the amount of funding from the general fund to the purposes for which is was originally purposed out of the barrel tax, both for energy independence, renewable energy adoption and Ag sustainability.

"I will note that over the past six years we have nearly doubled the amount of megawatts of renewable energy on our grid. In addition, we are at a point where we are not just jumping, but leaping forward. Each year our renewable energy distributed generation has been doubling. It's an incredible rate unseen anywhere else in the nation.

"What we have here is a short window of time, probably 3 or 4 years before our entire energy potential is about to change one way or another. We have a short period of time before HECO has to meet all kinds of requirements from the EPA to change over the methods of generation as well as adopt new distributed generation strategies.

"One of the things we're trying to do here as a state is help our families, help our working class, help the economy. Because underlying all of this is the cost of energy which affects everybody. Whether you're a homeowner, whether you're running a business, whether you're anyone else. One of the things we can do right now is make sure our State Department of Business, Economic Development & Tourism in particular has the resources to be able to continue to push the state forward and adopt the energy plan that we need, to make sure that in the future we're going to continue this forward momentum and reduce costs for everyone. Thank you."

Representative Ing rose in support of the measure and asked that the remarks of Representative Lee be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 857, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Fukumoto, Hashem and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 815) recommending that H.B. No. 334, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 334, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. At my law firm I represent condo and community associations. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 334, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 817) recommending that H.B. No. 1177, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 819) recommending that H.B. No. 799, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 799, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. This is one of those tax credits again that take away money that's supposed to go to the state coffers. Although it's well intended, Mr. Speaker, I think that with the current recession that we are having we should be hanging on to every tax dollar that we can get.

"Furthermore, this 50% wage reimbursement for 6 months that the bill is asking for, this could be high paying jobs, Mr. Speaker. We don't know what they are. So, we don't know the implication of this bill. Because of this current situation and our state budget, I'm voting no on this measure. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 799, HD 3, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Cabanilla and Oshiro voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 821) recommending that H.B. No. 484, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 484, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 484, HD 1. This bill will designate that, 'existing taro-growing systems, ancient wetland taro lands, and taro-growing structures as special agricultural lands to be protected from development.'

"Mr. Speaker, my concern is that this bill is overly broad and that it will produce unintended circumstances.

"The Department of Land and Natural Resources submitted the following testimony concerning the bill, 'The bill prohibits the Board of Land and Natural Resources from acquiring for development projects, lands used or to be used for taro growing that possess: 1) Existing taro growing systems, 2) Ancient taro lands, or 3) Structural elements of ancient taro growing systems. As written, the bill's prohibitions are overly broad, especially with regard to ancient taro lands and growing structures. The bill does not provide for any determination as to whether the lands may be feasible for present or future taro cultivation. In addition, the bill does not take into account whether there is any demand to engage in taro cultivation on a property. The broad application of bill's language may result in preventing noteworthy public works projects without any taro cultivation being conducted. Furthermore, the bill appears to create a conflict with other language in the statutory provision, which allows for the acquisition of agricultural lands for development under certain limited circumstances.'

"Mr. Speaker, for these reasons, I rise in opposition of House Bill 484, HD 1."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Choy, Fale, Har and Say voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 822) recommending that H.B. No. 106, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 106, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 2:21 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 96, HD 2
H.B. No. 857, HD 2

H.B. No. 334, HD 1
H.B. No. 1177, HD 1
H.B. No. 799, HD 3
H.B. No. 484, HD 1
H.B. No. 106, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 823) recommending that H.B. No. 144, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 144, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 824) recommending that H.B. No. 1227, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 826) recommending that H.B. No. 838, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 838, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 838, HD 1. My concern, Mr. Speaker, is that this measure will result in an increase in fees. I am also concerned about the lack of transparency that is in the language of the bill regarding how these fees will be used.

"Jodie V. Tanga, President of the Hawaii Association of Mortgage Brokers testified that, 'HAMB remains concerned with this request to increase fees without greater transparency with respect to the use of those fees. We believe that with the implementation of the NMLS system, there should be cost-savings, not increases.'

"At the end of the day, Mr. Speaker, any additional fees that are charged to mortgage brokers will be ultimately passed on to consumers. This fact could negatively impact home ownership in our State.

"Mr. Speaker for these reasons, I rise in opposition of House Bill 838, HD 1."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 838, HD 1. This bill would change registration and fees for mortgage loan originators, and could do so in quite a drastic way. The Hawaii Association of Mortgage Brokers identified a concern in that this represents an increase in fees without greater transparency as to the use of the fees. I am concerned about the impact the fees may have on the mortgage loan industry, and will be rising with reservations on this issue."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 827) recommending that H.B. No. 839, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 839, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 839, HD 1. This measure 'Authorizes the Commissioner of Financial Institutions to conduct examinations and investigations and adjust the fees for mortgage servicer licensees to use NMLS.' My concern, Mr. Speaker is that this measure will result in an increase in fees to mortgage servicer licensees and that these fees will be ultimately passed on to the consumer. This could negatively impact home ownership in our State.

"Mr. Speaker, for these reasons I rise in opposition of House Bill 839, HD 1."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 839, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 828) recommending that H.B. No. 713, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 713, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Har rose in opposition to 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 opposition to Standing Committee Report 828, House Bill 713, House Draft 2 which would prohibit employers from requiring employees to give their personal account usernames or passwords for a social networking website.

"I oppose this bill because I firmly believe that law enforcement should be exempt from this bill. In the Standing Committee Report from Judiciary, this section of the bill was removed from House Draft 1. In the first draft, this bill would have allowed law enforcement to require potential employees to access a personal account in the presence of the law enforcement agency. Potential candidates for law enforcement should be held to a higher level of scrutiny given the importance of the position.

"For this reason, I oppose Standing Committee Report 828, House Bill 713, House Draft 2. Thank you, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. I just wanted to note what the bill does and what the bill doesn't do. This bill will prohibit employers from demanding access to employees or potential employee's social networking or any personal internet account. It will not affect their ability to search what the employee decides to set as public on *Facebook* or *Twitter* or anything else. It will not ban their right to be able to request their employee to be a friend or a follower on any of these sites.

"It will not disallow them from requesting their email address, as that could be a username for a social networking site, you still can. But the purpose of the bill is, it's 2013 and it's very common practice for an employer to look through their employees or potential employees *Facebook* accounts. Actually, 75% of employers now require this practice while over 90% regularly do the practice without requiring it when hiring somebody.

"But the problem exists when it goes beyond that and they're demanding access to the password information and they're, again as I said in Second Reading, they're not entitled to that information at all. Only the person whose account it is, is entitled to that information, period. It's akin to the practice of perusing through someone's mail or an employer demanding that their employee hand over their keys to their house and rummaging through their belongings. Now, those two practices are clearly, unequivocally illegal. All this law does is to bring those existing, written in law, protections of employees to the 21st century and to 2013."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"With reservations. My number one concern with this bill is that I believe there could be a technical flaw. I think the bill is overly broad given that the title is only 'Relating to Social Media,' so I hope moving forward we can address that. Thank you."

Representative Luke rose in support of the measure and asked that the remarks of Representative Ing be entered into the Journal as her own, and that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Luke's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 713 House Draft 2 Relating to Social Media.

"This measure attempts to update the current discriminatory practices section of the State's employment law in order to keep pace with technology while providing safeguards for both the potential employee and employer.

"I would like to thank the Representative from Kihei for introducing this measure and for all the hard work that he has put in to this bill as it moved through the House."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm rising in support with reservations. A couple of points. My first one is that I think if this bill became law it will prevent an employer from asking a prospective employee for their username or even if they have a *Facebook* or social media account. I think that's problematic.

"I'm going to give you a real life example. When I was in charge of the Finance Committee, I would interview scores of young budget analysts or bill analysts and I would tell them that confidentiality is a prerequisite and an ongoing requirement of employment at the State Legislature in the House Finance Committee. And I specifically forbade them from posting any of the work materials, observations, intentions that they gleaned in their work as budget or bill analysts in their social media activities outside of work.

"I did that to prevent any unwarranted, inappropriate or unintended disclosure of the legislative work product that was controlled and truly a work product of the committee and the process. All of them would agree to that. Those who could not agree to that would not get employment.

"I'm just concerned that the current draft might have some inadvertent consequences, especially in those areas where security of material is essential to the work at hand by the employer. Given today the concerns that we have over personal security of our personal records, papers, memoirs, bank accounts, investments, etc., I think many of us and our constituents are very concerned about access and distribution of what's personal to us. So I just raise that as a concern as this bill moves through the process. Thank you."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. Mr. Speaker, just a brief rebuttal to the author of this bill. I understand that it's year 2013, but when you make the comparison that the information being requested in this bill is akin to taking the keys and going through your personal belongings in your home, I think that's rather disingenuous and inapposite here.

"The fact of the matter is this, and I'll say this and I said it in the Judiciary Committee. Social networking and privacy are oxymoronic. When you have a social networking website, you want the public to know everything about you, you're spilling all your personal business on there. And that's great. But my concern arises from the fact that language was removed from this bill that would have allowed law enforcement to request or require any employee or potential employee to access a personal account in the presence of a law enforcement agency, the employer, or to divulge any personal account. That's what my concern is.

"So in the event you have someone who could potentially, there are allegations this person is a molester or child molester or what not. I think law enforcement should still have that ability and that was what was removed from this bill and that's what my concerns raise from. Therefore I still stand in opposition. Thank you, Mr. Speaker."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose to respond, stating:

"Still in support, Mr. Speaker. To speak to two points that were raised. To address again in the language, you can still ask for an email account, you can still friend employees on *Facebook* as an employer. How I originally drafted the language, there were provisions that if there's anything that warrants search or that could potentially hurt you as an employer, you can ask for access and there was some language included in there. I'm not sure what amendments exactly have been made since, I would have to double check, but that's something that should probably be

ironed out. Especially and obviously if you have a subpoena or a reason to get in their account as you would to get a key to a house, that can still be done through the legal process.

"But in terms of social media and privacy being oxymoronic, I'm going to stand in complete opposition to that statement. It's easy for people who aren't regular users of social media to make those kinds of broad statements, that kids that use these websites are these narcissistic egomaniacs that just want to get out there and be exhibitionists. But really, these are valid tools of communication. And you're selective of what you put on and what you don't.

"We can liken this to the white pages. Yes, you put your phone number on there so it can be public. You choose to put your phone number there so it's public, but you're not allowing the white pages or your boss to check your voicemail by opting into that service.

"So just like *Facebook*, it's completely selective of what you put on. Of course you need to be very careful. You choose what you put on there. I know people that do not even use the public features of the social media accounts like *Facebook* but rather don't put any pictures of themselves but use it as an easy way to connect to numerous friends back from high school or whatever very efficiently. So I find it very misleading to pigeonhole the whole idea of social media and privacy as being oxymoronic."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. It's true in the Judiciary Committee we did remove a section having to do with law enforcement investigations with regards to social media. However, law enforcement will still be able to do the same investigations they've always done which are very intrusive. From my understanding it includes lie detector tests and extensive background checks. They just won't be able to ask for a person's username or password, just as they won't be able to go through snail mail or ask for a search warrant of the potential applicant's apartment. *Mahalo*."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Takai rose to speak in support of the measure, stating:

"Thank you, I rise in support of this measure. I would like the words of the Representative from Kihei entered into the Journal as if they were my own, his first speech. Thank you.

"I think this is an important bill. In fact, if you take a look at what the military is doing right now, they're all shifting towards social media and to email. And I can tell you that even in the warzone the military is encouraging soldiers and service members to utilize social media, whether it be *Facebook* or *Twitter* or what not. And they're encouraging that because they understand the necessity of keeping in contact with family and friends and how powerful these social media tools are. I think that's what we should be encouraging as well whether we're employers here or whether we're employers elsewhere.

"The fact is, the military, being that they're so conscious of cyber crimes or release of very, very personal or confidential information, has not restricted the use of social media, has not made it mandatory for me or other people in the military to provide our passwords and our usernames to them. I think that we should gauge what we do here on that. If the military's not doing it why would we have to do it? Thank you, Mr. Speaker."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict. I have a *Facebook* page. Thank you," and the Chair ruled, "no conflict."

Representative Kawakami rose to disclose a potential conflict of interest, stating:

"Same request," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Same request," and the Chair ruled, "no conflict."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Same request," and the Chair ruled, "no conflict."

Representative Jordan rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and I just want to make a quick rebuttal. The military that I know does not allow you to use *Facebook*. You are not allowed during working hours on government computers to use *Facebook*. And furthermore, in the warzone, you're not supposed to because you might disclose where you're at. So I don't know what military branch says that it's encouraged. It's definitely discouraged and you're not supposed to use military equipment for your *Facebook* account. Thank you, Mr. Speaker."

Representative Takai rose to respond, stating:

"Mr. Speaker. Thank you, second time in support. I think the previous speaker should just take a look at the army regulations, especially as it pertains to deployed service members. If you take a look at what the military is doing right now, they are encouraging service members to keep in contact with their family and friends through social media. I believe the Representative from Laie can vouch for this as well.

"The only thing that they restrict is the dissemination of sensitive information and in the times of a KIA or something similar, that they put a gag order on us and we're not allowed to communicate for let's say 48 hours.

"But I can tell you, without a doubt, that the military currently is encouraging service members to keep in communication with their families and friends through social media and they do not require the providing of their username or a password to the military. Thank you, Mr. Speaker."

Representative Fale rose to respond, stating:

"Second time, Mr. Speaker, and I would like to say that two of the previous speakers were both correct depending on what your job is. As a member of the JAG Corps in the United States Army there are situations and certain jobs that allow you to use social media and there are other occupations within the military that do not permit you to use social media. So I've got to say that they're both correct, 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. 713, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL MEDIA," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Hanohano and Har voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 830) recommending that H.B. No. 907, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 907, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"With reservations and just noting that a member of the community that I really respect is very concerned about this bill because of the vaccinations and lack of patient autonomy. Having not been able to do a lot of research yet that she's given me, I'm just going to be voting with reservations for now. Thank you."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I also have concerns about the measure. I've been around long enough to see that what is said is absolute in the health field later can change, and that no longer is the standard as things move forward. So the thing I'm concerned about is it's a very scary thing for new parents to end up having shots given to their little babies and some of the babies have quite a violent reaction to that.

"I would hope that everything is being done with the best medical science that's available, but that best medical science as of 30 years ago, 40 years ago, 50 years ago, no longer is the same as today. And is today's safe enough for what may be the standard in another 20 or 30 or 40 years.

"I'm just concerned about that whole area and so I'm not voting against it because I don't want the bubonic plague to come back. We've almost eradicated polio, so yes, vaccinations are necessary, but there's also a word of caution to go with them. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, my reservations are, I guess I should inoculate myself and not sound like it's anti-health, but what we have is a growing steep climb in autism. We have military veterans coming back. And I was speaking to a researcher from mainland China recently and they said each time you get an immunization, you're getting a dose of toxicity. But if you're a baby and you get 5, 10, 15 of these per day, you're mixing different toxins together. And if you're in the military, as one of my colleagues said, when you're being stationed you walk down a line and you get shot in the arm continually.

"My point is, if this bill is going to set guidelines, let's let the volume in one day or the volume in one period of time be established because I think what China or this particular individual is mentioning is of serious concern. We cannot explain autism. Even though there are some explanations theoretically, we don't have the data. But it's very common sensical to have too many toxins in too much of a system to override the immune system and then you come up with all kinds of different things.

"So, Mr. Speaker, I think this needs further discussion, it's a very serious issue and I'm hoping that we will proceed prudently. 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. 907, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 831) recommending that H.B. No. 842, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 842, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 842, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," passed Third Reading by a vote of 51 ayes.

At 2:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 144, HD 2
H.B. No. 1227, HD 1
H.B. No. 838, HD 1
H.B. No. 839, HD 1
H.B. No. 713, HD 2
H.B. No. 907, HD 1
H.B. No. 842, HD 2

At 2:45 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:55 o'clock p.m.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 832) recommending that H.B. No. 602, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 602, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support with written comments inserted into the Journal. Thank you very much."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in strong support to HB 602, HD 2, 'Relating to Motor Vehicles.'

"The purpose of the legislation was to allow the tow truck industry to support and enforce laws that are currently on the books. It was an initiative discussed with tow truck operators to see if automobiles, trucks, SUV's, etc, could support the state and county enforcement agencies.

"These agencies consist of the counties' Police Departments, Motor Vehicle Divisions, and the State Insurance Divisions, where they deal with motor vehicle issues such as 1) Registration; 2) Vehicle Weight Tax; 3) Criminal & Civil Laws that are enforced by county police; and 4) No-Fault Insurance Licensing.

"Currently, any motor vehicle that is towed to a storage tow yard must have a present up to date registration card that states the owner has paid the vehicle weight tax, registration fee, ownership papers, and posses an up to date license and No-Fault insurance card.

"The objective was to authorize the towing company's storage facility to request all of the above documentation. This would require the motor vehicle owner's compliance with our present laws on the books.

"Most tow operators believe that one third of all vehicles do not comply with our present laws and ordinances, whereby the vehicle owners are in breach of the law. Vehicles not in compliance with the current laws and ordinances must be brought up to date before they may be released from the storage facility.

"Most towing facility operators did not want the added responsibilities so that is why they amended the measure dealing with liability of the facility operators. I am happy that the Consumer Protection and Commerce

Committee sent it out with amendments to further the discussion. I want to thank the Committee Chair and Vice Chair along with the members.

"A VOICE OF REASON."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 602, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 834) recommending that H.B. No. 848, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 848, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 835) recommending that H.B. No. 79, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 79, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on a potential conflict. My wife is a consultant with Hawaii Pacific Health," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 79, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 836) recommending that H.B. No. 398, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 837) recommending that H.B. No. 810, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 810, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 810, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 838) recommending that H.B. No. 1103, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and McDermott voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 839) recommending that H.B. No. 370 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 370, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," passed Third Reading by a vote of 51 ayes.

At 2:58 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 602, HD 2
H.B. No. 848, HD 2
H.B. No. 79, HD 1
H.B. No. 398, HD 1
H.B. No. 810, HD 2
H.B. No. 1103, HD 1
H.B. No. 370

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 840) recommending that H.B. No. 529, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 529, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 529, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 841) recommending that H.B. No. 65, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 65, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 65, HD 2. This bill would allow beneficiaries of prescription drug benefits providers to opt out of the requirement to purchase prescription drugs from a mail-order pharmacy. While this bill seeks to increase the flexibility of receiving drug benefits, it may have the unintended consequence of increasing the costs of prescription drugs to all by diminishing the purchasing power of the state

plan by allowing beneficiaries to opt out. Because an increase in the cost of drugs could adversely impact benefits, I rise with reservations."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 65, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Har voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 843) recommending that H.B. No. 656, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 656, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 844) recommending that H.B. No. 62, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 62, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kobayashi voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 846) recommending that H.B. No. 654, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 654, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My spouse represents Hawaii Pacific Health. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 654, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 848) recommending that H.B. No. 1189, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 849) recommending that H.B. No. 846, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 846, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My family's farm might be affected by this. Thanks," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I am a owner-builder," and the Chair ruled, "no conflict."

Representative Fale then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to disclose a potential conflict of interest, stating:

"Same conflict, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Ward then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Just for the edification of the Members, although the word 'fees' appears in the bill description, we removed the fee language out of the measure in CPC. 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. 846, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," passed Third Reading by a vote of 51 ayes.

At 3:01 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 529, HD 1
H.B. No. 65, HD 2
H.B. No. 656, HD 2
H.B. No. 62, HD 2
H.B. No. 654, HD 2
H.B. No. 1189, HD 1
H.B. No. 846, HD 2

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 851) recommending that H.B. No. 635, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 635, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm voting no on this measure and I just wanted to explain why. Because of the automatic approval provision. Thank you."

Representative Fukumoto 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 Fukumoto's written remarks are as follows:

"Mr. Speaker, I am voting with reservations on HB 635, HD,2. The measure requires the state and counties to take action within 60 business days for non-conservation district use applications and within 120 or 180 business days for conservation district use applications for broadband facilities or the application will be deemed approved. This bill also sets limitations on weight load for utility poles.

"While I appreciate the intent, I have concerns after reading through the testimonies on this bill. For instance, the Department of Commerce and Consumer Affairs cited the Public Utilities Commission's concerns regarding language that exempts the state, counties, and public utilities from prosecution related to permitting actions that may be overly broad. They suggest that this should be clarified by noting the entities being exempted from prosecution. The Department of Land and Natural Resources noted that under a typical scenario of putting this bill into practice that public hearings would have to take place by their Department, and there is no mention of public hearings in this bill.

"As mentioned, I appreciate the intent and applaud the effort of expanding this needed service, but I am concerned that it will reduce public input. Thank you, Mr. Speaker."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 635, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Thielen voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 852) recommending that H.B. No. 1314, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1314, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. Mr. Speaker, the bill said it's about liquor, but I'm going to talk about beer, which is the first problem. There's a constitutional problem. The constitution in Article III, Section 14, says each bill shall have one subject. This bill actually is a euphemized 'gut in place.'

"Mr. Speaker, HB 1126 is what the beer labeling was all about, but CPC on the 27th of February actually deferred the bill. But then they stuffed it into this one, under the title of liquor. Liquor is not beer, beer is not liquor.

"Second issue is, the unfortunate thing is this is regarding a nascent industry, a beer industry. Something that, if I may, can demonstrate it's about labeling the Kona Brewing Company's beer versus what otherwise is, for my good colleague and friend from Maui, the Maui Brewing Company. There seems to be a bit of a turf war going on.

"But, as I said, it's a nascent industry and they're both small but big enough to want to get at each other's throat. The issue is, this has been accused of, this is the long board ale of which I may disclose, if I do drink beer, I drink this one. Any conflict?" and the Chair ruled, "no conflict."

Representative Ward continued, stating:

"But, it's accused of having a label that is non-compliant with what otherwise has been the parallel of Kona coffee which, Mr. Speaker, we had almost a dozen enterprises in that before we even started regulating them.

"Here there's two guys fighting it out with each other and we're starting to clamp down already on regulations. Basically what this label says is, 'Kona Brewing Co. Kona, HI; Portland, OR; Woodinville, WA; Portsmouth, NH.' Underneath the label then it says: 'fresh, responsible, always *aloha*.' Does that tell you that this is all brewed in Kona, or in those four different locations?

"The problem and the bottom line, Mr. Speaker, is we've got an industry that's fighting. We are choosing sides on something that I think is dangerous. Let the turf wars, let the market decide, let us not intervene in this. Plus, it's not just my point of saying that there's a constitutional issue, this is the Attorney General who said, you guys are breaking the way that bills should be written and they should not have two subjects on the same line.

"For those reasons, Mr. Speaker, I think we need to seriously look at ourselves. And I would have anyone have a look at this label as long as they don't open it and drink it. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. First of all, the bill that the previous speaker was referring to was the one with the title problem with the use of the word 'and.' The second thing and most importantly, really let's cut to the chase, it's not about the size of the class or the industry, it's about a consumer's right to know, Mr. Speaker.

"What the bottle says is, that yes you have those locations indicated, but it doesn't say where they're brewed. In fact, by including a location in Hawaii, one is left to assume, and rightfully so, that it's brewed in Hawaii or that they merely have locations in these other places. The Texas labeling law basically requires you to put where it is brewed. That's simply it. That's what it really boils down to.

"It's not the size of the class. It is the consumer's right to know and is an impression being made on the consumer that this is a Hawaii product. That's why the Kona Coffee labeling and the koa product labeling and the honey bee labeling, all of which the previous speaker supported, that's why those bills were moved forward, Mr. Speaker.

"It wasn't about the size of the industry, it was about simply, when a consumer picks it up, do they know, hey, this is where it's brewed. If it isn't brewed here, where is it brewed? And the bottom line is it's not going to hurt their market sales for people to know this. Because taste is king, Mr. Speaker. Whether it be beer, honey, macadamia nuts, well except koa, that's the only thing taste does not rule. But that's what this bill is. It says if you're brewing your beer in other locations, just let the consumer know.

"Now I do know they do some brewing within the State of Hawaii. My next question was, I still have to follow up on this, of all of the beer that is produced, how much is actually produced at this facility? We don't know, Mr. Speaker. And there's an economic impact, Mr. Speaker. Because as the Maui guy said, hey, I could close everything tomorrow, fire all 500 of my employees and simply go to Portland and Maine and brew there, bring it back with a nice Hawaii label and people will continue to think that it's made here.

"So, there is an economic impact, Mr. Speaker. That is why the genesis and nexus of all of these bills revolve around those two issues. The consumer's right to know, and yes, there is an economic impact. We want people to know that if they are buying a beer that they think is brewed in Hawaii, then they should know it is brewed in Hawaii. If it is brewed elsewhere then they should know that, too. That's all it really is, Mr. Speaker. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"I rise in support and request to insert the words of the previous speaker into the House Journal as if they were my own. But, I also agree with our Representative from Hawaii Kai in that we should let the free market decide and the market in this case is Hawaii products, Hawaii beer. And it's important that all players in that market are really from Hawaii."

Representative Ward rose to respond, stating:

"Mr. Speaker, if I may add one very substantial footnote. What is beer made out of? Hops, malt, barley, yeast. Where do we produce those? Where in Hawaii? Which island grows those? None. Should we say 'beer assembled in Hawaii'? Because that's what it is. Whether it's Maui, whether it's Kona, whether it's whoever, we don't have, like Kona Coffee, grown in Kona, and it says if it's 10% and above or 10%-90% other coffees, you know that at least 10% was grown in Hawaii, in Hawaii soil.

"So, is this about Hawaiian water? And then we can go on and on to the point where it becomes absurd. What we're talking about are two companies, one on the Big Island and one on Maui, who just haven't seen eye-to-eye. I was just given a release that said that, Kona Brewing Company continues double digit growth that can provoke others to jealousy. And unfortunately, some of the standards of the private sector is once you become a monopoly you've succeeded. Well, I think competition is good, but this, in terms of squelching competition this early at the infant stage of both of these companies, is not good policy and we should just do a hands-off. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his 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. 1314, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and Ward voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 853) recommending that H.B. No. 672, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 672, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 854) recommending that H.B. No. 1381, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1381, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a possible conflict. My wife used to be the Chairperson for the Board of Medical Examiners, and at the same time both her and my daughters are practicing physicians," and the Chair ruled, "no conflict."

Representative Cachola then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1381, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ohno voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 855) recommending that H.B. No. 847, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 847, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 856) recommending that H.B. No. 1028, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1028, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I do support the minimum wage increase which I think is long overdue because of the effects of inflation. With regard to the unemployment insurance aspect of it, the history is that we've passed three major bills since 2007 having to do with unemployment insurance, all of which were intended to help the business community. And I was more than happy to help in that effort to the bills in 2010 and last year where ones where I was the lead sponsor.

"But, at some point we did, I think we were successful in ameliorating the sharp rise in unemployment insurance rates that would have happened if we had not acted. But, at this point the economy is growing, the unemployment rate in Hawaii is 5.1% which is the seventh best in the United States. We need to start preparing for the inevitable next downturn and to do that we have to allow the unemployment trust fund to build up the adequate reserve level that's required by federal law.

"Otherwise we're going to be doing this same bill over and over again sort of indefinitely. Because during the next recession we'll have to borrow money like we did during the last recession and it's just a road that I don't think is prudent to go down. So, with reservations. *Mahalo*."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With slight reservations. I know this bill still has a long way to go, but just because of the part that the tip credit does not move in the same calculated increases as the rest of the increases do. Thank you, Mr. Speaker."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 1028, HD 2. This bill would increase the minimum wage from $7.25 to $9.00 by January of 2017. All workers should have access to a quality standard of living. However, I worry about the impact of such a change on businesses. We must not only evaluate the increase in the raw wages for workers affected, but also the corresponding benefit increase that may be tied to the wage increase.

"The potential increase in benefits is an issue for a majority of businesses, as they may have to cut costs dramatically in order to compensate for these increased costs, which could lead to them cutting the hours of employees or employing fewer people. This effect is especially pronounced when the business in question is a small business. As small businesses operate closer to the margins, increased benefits and wages have an exacerbated effect on their ability to retain workers. As the majority of Hawaii's businesses are small businesses, this bill could have very wide-reaching effects.

"While I am very concerned about the plight of the workers who earn the minimum wage, I worry about the unintended consequences of this bill, and thus, I rise with reservations."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Reservations please. Quite opposite from the Judiciary Chair's. Just the flip. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I've been looking at this issue for a while now and I had come to the conclusion, Germany which is the economic power house of Europe, does not have a statutory minimum wage. My concerns about this bill are that we are putting a band-aid over the underlying issues that are making our economy sick. That are holding down a number of our working family members within our community. We are not addressing the educational issues that we have within our community. We are not addressing the economic opportunities that exist within our community. That raising the minimum wage is simply an acknowledgement that we are not fostering an economic situation that allows our community to rise out of the depths of poverty and the situations regarding livable wages, because of the situation that we find ourselves in, in regards to education and the economy.

"It is my hope that instead of putting this band-aid over the issue, that we would move ourselves in such a way that would address the real issues and the real ailments that we face in this State. Is that we have a struggling education system and youth. Our number one export from the State of Hawaii, are our young people. That's a huge problem. And we are not addressing the reasons why they are moving away, why we are not keeping all of our best and brightest here within the state and providing them with the economic opportunity to raise their families in the places where they were born and raised and where the bones of their grandparents and great grandparents are buried.

"So, my opposition to this isn't, I would prefer to see our average wage here in Hawaii be at 30, 40 even $50 an hour if we were able to raise the skill set of the youth and the working citizen in the State of Hawaii where it would merit that. But, because we're not there and we're not really fixing the educational and economic problems that we have in such a way to drive the achievement of that objective which is what Germany has done.

"Germany has been very attentive to the education within their country, has been very attentive to opening up economic opportunity, which has placed them as the top economy in Europe. And all the surrounding countries have statutory minimum wages. This is something out of, Germany is the model that I would like our state to follow for our community and especially for young working families and the youth. Thank you very much, Mr. Speaker."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1028, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Evans, Fale, Har and McDermott voting no.

At 3:18 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 635, HD 2
H.B. No. 1314, HD 1
H.B. No. 672, HD 2
H.B. No. 1381, HD 2
H.B. No. 847, HD 2
H.B. No. 1028, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 857) recommending that H.B. No. 743, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 743, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations and a few comments. I want to say the merit of this bill is excellent, but I have my reservations because I feel that we could be infringing on collective bargaining. The other thing that I want to point out is that public employees, I believe, are allowed one day to attend parent-teacher conferences. Also, they do have an inventory of vacation time that they may take. So, I think we're just trying to strike the right balance of what's acceptable. Thank you."

Representative Evans rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with brief comments. Thank you. First of all, may I please have the words of the Vice Chair of CPC entered into the Journal as if they were my own. Secondly, my concern with this measure is this. It penalizes those who don't have children. So, essentially what we're saying is, you're giving an additional hour to those who have children, but those who don't, don't get an additional hour. There seems to be some inequity there. Thank you."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 743, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hanohano and Har voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 858) recommending that H.B. No. 634, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 634, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, this is a job killer, business killer, Tesoro refinery sale killer. It makes you retain as permanent those employees which otherwise the market would control.

We know, you don't have to be in the Finance Committee to know, that government spends 80 cents on every dollar for wages. One of the highest costs of doing business is paying wages.

"The way that businesses survive is to adjust its number of employees. This bill says, by government mandate, you corporations will, according to us, if you divest, i.e. sell you business, you shall maintain and retain those employees. Mr. Speaker, it's a crossing of the line between the private and the public sector. It's not a good policy.

"If Tesoro is not sold and we turn it into a museum, like some of these places that used to be sugar and other mills, and make a historical monument out of it, we'll remember today that we made it like that because you said you can't count down, you can't save costs, you can't cut your costs to make your business sustainable. That's something that we don't do in government, but they do it better and we're crossing the line in the private sector.

"For those reasons, Mr. Speaker, I hope this thing, when it goes to the Senate and back and forth, will allow Tesoro to sell and will not have this as an albatross around their neck. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. One of the struggles that we have within the State of Hawaii is moving Hawaii into the information age and getting Hawaii fully into the advancements of the 21st Century, Mr. Speaker. Now, this bill would further throw a few mines out there that would prevent businesses from coming into the State of Hawaii.

"I'll use the example of the Tesoro refinery even better. If you have two companies and one is struggling and the other is doing so-so, and their merger would bring about a successful business, this bill would put mine fields that would deter the company from either acquiring the other and making sure that they both survive.

"For example, if Chevron were to say, our management of our refinery is such that if we were to take over the Tesoro refinery we would be able to keep that refinery open. But, because the employees are in excess of 100 it would mandate that Chevron would have to keep on all the employees from Tesoro and prevent the advantage being taken care of, of bringing Chevron's management team to manage Tesoro, because you'd have to keep everybody that's there.

"I understand the objective. The intentions of the bill are very good, in that it wants to try and help people keep their jobs. But, like with many things that occur when we rush in with good intentions, it may very well have the opposite effect. For those reasons, Mr. Speaker, I'm opposed."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"With reservations, Mr. Speaker. Just noting that I don't think any of us want mainland companies coming in here and buying out our local companies and getting rid of our local workers. So, I think this measure attempts to address that. I appreciate that there are some things in here that have some protections for the business. But, I am a little concerned that it could stop businesses from coming in here when we really need them. So, I'm going to vote reservations. Thank you."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 634, HD 1. This bill would seek to establish job security requirements on any business with over 100 employees upon divestiture. Ensuring that workers do not lose their jobs is ideal. However, this bill may serve to discourage future investment in local companies and could even lead to business closures. I do not wish to see small businesses have to fold as we attempt to provide security to workers. In short, my primary reservation is that this bill could be self-defeating and discourage investment in our business climate."

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I thank the Committee on Labor for moving this bill forward and my friend from Maui who worked on this bill to narrow it down. A couple of points need to be made. If the subsequent acquiring employer pursuant to the human resource requirement does not need all 100 employees, they could go with less than 100 employees. So that's addressed. That was the concern that was raised by my friend from the Windward side. That's addressed here.

"I think we need to look at this as being more of a 'protect American jobs act', or maybe like a little 'protect Hawaii jobs act.' That's what it does here, folks. When a foreign company comes in through acquisition or ownership, changes ownership or operations, and leaves the State of Hawaii for no other reason than they're chasing their dollar and profit, what happens to our local people whose jobs and lives depend upon it? That's what this bill does. 100 or more employees in a workplace.

"So let's say Tesoro leaves town for sound business reasons, and there are 300 or so employees there. Will they be impacted by this law? Perhaps. But, only if a similar refinery operation is going to take place. If it's just going to be a weigh station or transport station or holding station of processed fuels, that exception here regarding the HR requirements will probably kick in. So, they could reduce the number of employees.

"But, at the threshold, that's the intent behind this bill. It's been almost 15 years that we've been debating this bill in this Chamber, Mr. Speaker. So I'm really happy to see this bill before us today, moving out of the Chamber and going to the Senate. And I'm glad that we're getting such strong bipartisan support on this worker-protection bill. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"In strong support, Mr. Speaker. I would just like the words of the previous speaker entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Fale rose to respond, stating:

"Mr. Speaker, I understand the concerns that are being raised, but this continues to move us in the direction that would ignore the technological advances that we've been able to experience over the past couple of decades which we continue to see at an exponential rate.

"Now, it isn't ideal but this is the reality of the world that we live in. We have to be able to outfit, again, our young families and our youth within this state with the skill sets that would allow them to thrive in the world that we find ourselves in today. If there was a new technological or management technology that allowed us to more efficiently run an organization, like going back to the Chevron and Tesoro example, if Chevron was using a management system that was more effective that would have allowed them to keep the Tesoro operation alive, maybe instead of losing 300 jobs we would have lost only 100.

"So, this bill continues to keep us from rapidly making the adjustments necessary to bring Hawaii into the 21st Century and to make the necessary adjustments that we need to, to make sure that our state and our people are not only alive but thrive in the 21st Century. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"We are all sharpened by our colleagues and our comments. I appreciate the Representative from Wahiawa who I used to stand across from and say that 'iron sharpens iron' and he certainly has sharpened the second part of my argument.

"That being, Mr. Speaker, we're in a global economy. Everybody is doing business with everybody else. To prove that we're open for business we have to show that we can grow the pie. Precisely what I said earlier, why people think we're anti-business is because of this kind of a bill and because of comments that say, we don't want to do anything other than status quo, we want to keep the visitor industry, we want to keep tourism, we don't want to grow new industries, we don't want to keep other than the same number of employees. When in effect the reality of economic development, the economic theory, the reality of economics is you grow the pie and then you create more jobs when you grow the pie.

"If you just try to keep it the same or lock in costs that are fixed, as we are in this bill, you're going to get mediocrity, Mr. Speaker. We've got hurting, working families that need better paying jobs. We've got to grow the pie not just learn how to slice it or just keep what we've got. The status quo doesn't cut it, Mr. Speaker. This bill is on the cutting edge of that to show that we can better if we loosen up, let these guys who hire people, let them go, get out of their way and grow the economy rather than try to slice the pie up smaller and smaller by having regulations and having the government with its puppet strings running the way business should be running themselves. 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. 634, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Kobayashi, McDermott and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 859) recommending that H.B. No. 546, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 546, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 860) recommending that H.B. No. 151, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 862) recommending that H.B. No. 687, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 687, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 863) recommending that H.B. No. 1483, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1483, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 1483, HD 2. This bill would establish a task force to study the feasibility of allowing the Hawaii Health Systems Corporation to transition to public-private partnership status. My reservations lie with the idea of privatization that is still predicated on government subsidy. The genesis of this bill involves Banner Health. A partnership with Banner Health ultimately continues government subsidization while diminishing government accountability and oversight. Given that the Hawaii Health Systems Corporation serves as the health safety for many of our rural and neighbor island residents, the potential of losing oversight raises serious concerns, thus I rise with reservations."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 1483, HD 2. This bill establishes a task force to study, among other things, the feasibility of allowing the operations of the Hawaii Health Systems Corporation regional systems and their facilities to transition to public-private partnership status.

"Mr. Speaker, my concern is that this bill lacks transparency and will greatly impact HHSC workers.

"Dori Smith an attorney and real estate professional living in Maui County submitted this testimony concerning this bill:

'Hawaii will still be required to provide tens of millions of dollars to the 'leased' facilities for various concessions that will be required to the for-profit entity to encourage it to accept financial responsibilities for operations of facilities. The same can be said for current employee/union concessions that will fall out of this arrangement.'

'Vast numbers of local doctors, nurses, techs and support personnel will lose their jobs and be replaced by low-bid personnel from the mainland. The uprooting of all of these Hawaiian citizens and their families is reason enough to oppose this bill.'

'As written, HB1483 would give a for-profit entity unheralded power over the decision to reduce or eliminate critical or important health care resources and programs. There is no counter-control to this other than the perfect coordination of the Hawaii government to create and pass a 'new law' that would block any specific elimination of healthcare services that the for-profit deemed appropriate.'

"Mr. Speaker, for these reasons, I rise with reservations on House Bill 1483, HD 2."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takai rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Thank you, Mr. Speaker. I speak in support of this bill with strong reservations, which I will discuss.

"The Hawaii Health Systems Corporation runs a network of community hospitals mostly on the neighbor islands. We must maintain this safety net of healthcare. Having one or more regions withdraw from it will destabilize it financially and will affect the medical services in the community, especially those in remote areas. Not having a unified healthcare system will threaten the long-term viability of the entire healthcare delivery system.

"We must ensure long-term care will be available to our community. The most vulnerable community members rely on the Hawaii Health Systems Corporation; recipients of Medicare or Medicaid depend on state healthcare facilities. Furthermore, patient volume is low, and most of HHSC's facilities focus on providing long-term care, which often operate at a loss. Yet we still need long-term care for the public health of our community.

"I support HB 1483 with reservations as the state should support the continued availability of healthcare for our community. Thank you."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1483, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Lowen and Morikawa voting no.

At 3:33 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 743, HD 2
H.B. No. 634, HD 1
H.B. No. 546, HD 2
H.B. No. 151, HD 1
H.B. No. 687, HD 1
H.B. No. 1483, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 864) recommending that H.B. No. 111, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 111, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE ALTERNATIVE BUILDING CODE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 865) recommending that H.B. No. 20, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 20, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 20, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 866) recommending that H.B. No. 224, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 224, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Awana rose to speak in support of the measure, stating:

"Mr. Speaker, strong support, written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. HB 224 HD 3, Relating to the Hawaiian Language Immersion Program, where student assessments are accomplished to accommodate Hawaiian language students through Hawaiian language speakers. As you and the good Members of this Body are aware, the Hawaiian language is an official language of this State. Advocates have been working on providing parity for many decades. I would like to note that each island is unique in their use of the Hawaiian language. Therefore, I would like to ensure that those doing the assessments are aware of this issue. 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. 224, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 867) recommending that H.B. No. 674, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 674, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding House Bill 674, HD 2. This measure, 'Establishes provisions for charter schools relating to annual independent financial audits, criminal history record checks, enrollment, conflicts of interest, and hiring. Makes amendments to Hawaii's Charter School Law for clarity and consistency.'

"Hawaii Public Charter Schools Network (HPCSN), submitted the following testimony, 'This language will cut off funding for most, if not all, kindergarten students, SPED students who stay in school until their 20th birthday, other overage students born in states with differing entry dates and those who have been retained at younger ages in charter schools. Hopefully this was an oversight. If the bill is not amended to allow for per pupil payment for these groups of students, HPCSN would have to change its support of this bill.'

"Mr. Speaker, for these reasons I rise with reservations regarding House Bill 674, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 674, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 868) recommending that H.B. No. 725, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 725,

HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 869) recommending that H.B. No. 1380, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1380, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 870) recommending that H.B. No. 1263, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1263, HD 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Third Reading by a vote of 51 ayes.

At 3:35 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 111, HD 2
H.B. No. 20, HD 1
H.B. No. 224, HD 3
H.B. No. 674, HD 2
H.B. No. 725, HD 2
H.B. No. 1380, HD 2
H.B. No. 1263, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 871) recommending that H.B. No. 1264, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1264, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My family has a farm," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1264, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 872) recommending that H.B. No. 1172, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1172, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 875) recommending that H.B. No. 509, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 509, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MAKUA VALLEY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 877) recommending that H.B. No. 1136, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1136, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 878) recommending that H.B. No. 719, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 719, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 879) recommending that H.B. No. 109, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 109, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 880) recommending that H.B. No. 535, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 535, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of House Bill 535, HD 2. I would like this opportunity to discuss the merits of the bill before my colleagues stand up with their vote of reservations.

"Having said that, Mr. Speaker, I'm still very grateful to them because they allowed that this bill go forward to where it's at today. It's very controversial and I understand that. But, Mr. Speaker, as your Chair on the Committee of Housing, on the topic of homelessness, I wrote three goals for the Committee. That is to reduce the number of homeless people in our state, save money for the state, and third, to use the appropriations in its most effective means.

"Last year, we passed into law the Interagency Council on Homelessness. Their mission is to reduce or eliminate homelessness in Hawaii. In their first annual report they pointed out that a solution to homelessness is to build more affordable housing. There was no mention on what we should do today.

"But on the note of affordable housing, Mr. Speaker, I think we all know as a Body that's something we need to do. Although, I stand to refute that affordable housing is something that homeless people can reach.

"Two sessions ago we put into law the Housing First program for the chronically homeless people. The program received an initial appropriation of $1 million. $450,000 went to IHS and $550,000 went to US Vets. On the public info briefing that the Committee held before the session, out of the $450,000 they were able to help 30 chronically homeless individuals. But it is important to note that the Executive Director of the contracting agency paid herself $120,750 a year.

The Chair addressed Representative Cabanilla, stating:

"Representative Cabanilla, with your kind indulgence, if you can state to the Chair why this bill is good or bad for the state. State the merits, stay focused on the merits."

Representative Cabanilla continued, stating:

"I'm getting there, please be patient with me. I also invited the other contractor who got $550,000 but never showed up. The point I'm trying to make here is all these programs that we currently have are very, very expensive, which relates to the parking lots, which I think is less expensive.

"Two years ago the state purchased three apartment buildings along Kapiolani Boulevard. We gave it to a contractor, there were 80 units, Mr. Speaker, and they also got an appropriation of $780,000 out of the $63 million that the Governor appropriated for homelessness. If you add the contribution of the tenants and the $780,000, Mr. Speaker, it's market rent. So, I asked the contractor, who pays himself $120,000, what is the benefit for the state for owning the building and the land for this transitional housing. And the response was, 'we pay for their utilities.'

"During the Lingle administration, Mr. Speaker, we built a lot of emergency shelters. They were good then, they're still good today. However, what was not mentioned was that the homeless shelters charged $38 per night plus $5 co-pay from the homeless person that stays there."

Representative McKelvey rose to yield his time, and the Chair "so ordered."

Representative Cabanilla continued, stating:

"It is good, and it stays today, because that's the only thing we have for the homeless. We have not moved forward, Mr. Speaker, and that is what I call 'one size fits all' when addressing homelessness. And as you see, today it does not address everybody's needs.

"But, I think as long as we are willing to pay shelter providers, and not all of them are the same, let me make that disclaimer, there's a lot of shelter providers in Waianae and also the Catholic Charities that are very reasonable. However, there are some of them that charge us, the taxpayers, $148,000 a year for their services. I believe the homeless are being robbed in broad daylight.

"Now, with that argument too, I know Mr. Speaker, you and I tried to pass the return-to-home bill, and it has passed this Chamber three or four times but it doesn't pass the Senate. That would definitely decrease the number of homeless people because even though they're un-housed, the state pays them about $1600 in assistance every month in terms of food stamps, homeless housing, emergency shelters. If they don't get sick, that's what the cost is. But when it rains or when they get sick, Mr. Speaker, that amount grows exponentially, because when it rains they're all in the emergency room.

"I also want to reiterate that in one of my info briefings the $63 million that was appropriated by the Governor last year, I asked them, 'what is the impact of that $63 million? They did not decrease the number of homeless people.' And they told me, no, but it could have been worse if you guys did not appropriate $63 million.

"I'm getting to the parking lot now, Mr. Speaker. Again, I thank the Body for allowing me to bring this forward. Because like I said in the beginning, there are three goals of the Committee. I know that the reservations are because they are afraid that the parking lot that I am suggesting will end up in their neighborhood.

"There's a huge parking lot in Kakaako, Mr. Speaker, that nobody uses. Channel 2 pointed out to me, why did you build this parking lot and for what? And I said, I don't know. So, the concept is, because we have criminalized people for sleeping in their cars and we are not about to pass a law that you cannot defecate or urinate in Chinatown or Downtown Honolulu. We should have at least a place for them, not just the homeless, but the working poor to sleep at night where we can provide sanitation. And for them to be able to get in there at 6 p.m., and get out at 6 a.m., and have a good night's sleep so we can feel good about ourselves, Mr. Speaker. So, we can feel good about ourselves that we did something for them. For those people who cannot, or will not, go to a homeless shelter.

"We had an info briefing, the committee did, just to listen, why it is that they won't go to these homeless shelters. The route to homelessness is so variable. So, I believe the approach to solving it should be as varied as the people who are caught in it. We are a civil society, Mr. Speaker, and I think that we are benevolent and I ask everyone in this Chamber to help me find that solution that we can, most of us, agree on. I don't think that we can all agree on a solution, but if most of us agree on a solution, that's good enough. Thank you, Members. Thank you, Mr. Speaker, for listening to me."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. First, I'd like to say I have strong reservations. Although I appreciate the Representative from Ewa's comments, I have a few things to say, if I may.

"This is talking about nighttime parking and possibly public parking lots. This has not been tried before. There was a pilot on Kauai and a pilot on Maui. Neither one of them panned out to what was expected. I do come from the Waianae coast and in 1999 from Kalaeloa to Makaha we had roughly 280 homeless individuals. By the year 2003 we had 3,000 homeless individuals. The previous administration had set out this emergency proclamation and dealt with that. Today you can probably count an upwards of maybe 400 individuals in that same area. We have emergency, we have transitional, we have different opportunities for success rates for these people transitioning from homelessness into housing.

"There is a need for affordable and low-income housing. That is a no-brainer in here, we understand that. In fact, in my community there was a project that went bankrupt, there's a company that's going to buy it, 70 units they're going to allow self-help building there. Those are the things we need to focus on. I have been attending the homeless interagency council meetings and that's quite true, their focus is housing. But, their focus is on housing first.

"That's why they've looked at projects like the 100,000 Homes Campaign. Identify the first 100 most vulnerable individuals, at which they got 483. They have already placed a few of those individuals. Housing first, then deal with some of their chronic issues, such as mental illness, alcohol, drug, even social issues, trying to put them back into a structured living format. That's going to take time with some of these individuals.

"That's why we're looking at all different options, such as parking lots. We have visited this in our community, in the Waianae community. My opposition to this is if we're going to use public parking lots, we will be held accountable for the liability. And if the measure continues the way it is, we'll have to make sure these individuals don't have any substance abuse or alcohol abuse. These are going to come to dollars. I don't have a problem if a private entity would like to get into this and provide a private parking lot, I am all for that. But, when we start looking at the public parking lots and the public liability for the general populace, I start having issues with this.

"Our focus should be, how do we have people get success. And the success is the Housing First model. The success is getting them into an emergency, a transitional, public housing or private rental structure. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. First of all, I want to thank the Chair of Housing who really works diligently to try to figure out this homeless shelter, emergency shelter problem that we have in our State. I thought about it earlier today and I was reminded that when you are on the mainland they have truck stops and they have rest stops, which is not what we have in Hawaii. If we were on the mainland we would find homeless people or people just traveling that they will pull over in those rest stops

and truck stops. And the thing about those places is they usually have lighting and normally people, I believe, feel safe because normally the state patrol or the Sheriff would be driving by those bus stops or truck stops.

"So what do we have in Hawaii? If you're a person that, let's say, you just have to leave a bad situation. Let's say you get unemployed or domestic violence and you have your car and you have to leave, is it best to have them parking on a street? In a neighborhood? Or is it better to have these emergency places? I don't think the goal of this is to have permanent parking lot emergency shelters. I think it's unfortunate right now with the recession and what happened that we have a lot of people that are homeless.

"But, when I look at the bill and the way it was written, which says, 'the department, in consultation with the mayor of the applicable county and any interested public or private homeless assistance programs, may designate in each county temporary nighttime parking lots that will be used to provide safe overnight parking for homeless individuals who live and sleep in their motor vehicles and who would otherwise park overnight on public or private roads or property. To accommodate regular public parking daily from 6:00 a.m. to 7:00 p.m., nighttime parking for homeless persons at these designated parking lots shall be allowed daily from 7:00 p.m. to not later than 6:00 a.m. the next day.'

"What I believe is this will never happen if you don't have the mayor working with them. Sometimes things get really bad and it's just a way to accommodate it. Again, this is about food, clothing and shelter, the basics. If we're not dealing with affordable housing or have access to emergency shelters, I would like to see a single woman with a child or by herself, I'd rather have her sleeping in a car in a parking lot that's safe, than have them pulled out somewhere on the side of the road.

"I think it's unfortunate we have to do it, but I think that the Chair, I'm sure that she's heard horror stories, but, she's had to look at this problem deeply as long as she's been the Chair of Housing and I applaud her for trying. Thank you."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, in support with some reservations. My reservations are based on that it should just be held to public parking facilities. I want to thank the introducer of the bill because it does some good things. One, it takes into account the safety of those that are less fortunate, especially the *keiki*. Two, it's just been brought to our attention on Kauai that there are homeless people that are now camping in *wahi pana* areas, areas that are sacred, areas like Salt Pond. So, if we can designate appropriate areas, that will alleviate some of those problems.

"Now, I just want to say also that, yes, in 2011 the Kauai Continuum of Care did try a pilot project and they ran into many different obstacles and it was overwhelming. But that should be no excuse to stop trying. Look at this very Body, we introduce the same bills that die or get vetoed over and over again, but we don't give up. Thank you, Mr. Speaker."

Representative Yamane rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm standing in opposition. Please let me briefly explain the concerns that I have on the bill. Very briefly, Mr. Speaker, if you look at the measure before us it does not require that the department or the county shall meet with or discuss or get approval or get collaboration from members of the community that actually may live next to these identified parks or parking lots, Mr. Speaker. As many of you have in your districts, you have county parks or even park and ride areas within your community that may be potentially designated for these potential parking establishments.

"Also, Mr. Speaker, there's no discussion about requiring appropriate sanitation and facilities for individuals, children or families that may use this type of opportunity, Mr. Speaker. There are a lot of concerns that I have in regards to requiring the counties to be responsible, and the organization and set-up being developed by the department. Again, the major issue that arises is the lack of community notification, participation, identification of this problem. So, I'm in opposition. Thank you."

Representative Cheape rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I respectfully rise in opposition to this measure. It's a noble and commendable goal that embodies the *aloha* spirit. In all honesty when I first read it I was completely in support. I thought this would be a great, great bill for the houseless community. But after listening to the testimony in the Housing Committee, it really changed my mind. Not only did DHS come out with serious concerns in regards to the Kauai Continuum of Care, the pilot program, with liability as well as sanitation.

"Also, many members of the houseless community came out and spoke out against this measure, saying, before we try to create anything new, let's really work on the programs that we have. And I thought that was a very important goal and coming from the people who are really affected by it. If they came out and took the time to testify, saying, this bill is not something that we want, I respectfully have to vote in opposition. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I was in opposition to this but after hearing the words of the Representative from Ewa, I think I will vote with strong reservations in regards to this measure. The reason why I do so is that I have no experience with homelessness. There's no homelessness in the community that I was raised in and it's something that really is foreign to me and it's something that I still don't understand to this day. I don't understand how individuals who obviously have mother's and father's and probably brother's and sister's and aunt's and uncle's and such, how we find ourselves living in a society where the family attachments have eroded themselves to a state where there is no longer the care that I am familiar with that is extended between family members.

"So, Mr. Speaker, I struggle with this issue because I think it speaks to a greater underlying issue that afflicts our community and I don't know how you would solve the homeless issue other than to restore the family to its rightful place and to strengthen the bonds that exist. There's no way in good conscience that I would allow any of my brother's or sister's or any of my cousins to live in such conditions. So, I don't know what to do about that, Mr. Speaker, but I'm deferring at this time to the Representative from Ewa and maybe this is an innovative way to solve the issue. And, with that, Mr. Speaker, I support the measure, yet with strong reservations."

Representative Ward rose to speak in support of the measure with reservations, stating:

"I rise with reservations, Mr. Speaker. Mr. Speaker, this is a teachable moment bill. It shows us that we really don't know what we're doing or we have a handle on what is really in front of us. I don't think we know how to solve this problem, save the resurrection of Frank Fasi, who could probably get the job done. He'd figure something out and we're still probing. And this is the positive part of what I want to say. We've got to try as many innovative things as possible. Let's learn from what happened on Kauai, let's learn from what happens on the Big Island. Let's try this thing out, let's perfect it. It's not an easy problem but the ultimate was given as the best solution from the last speaker, and that was, a home is the best solution for the homeless. A family in a home.

"And that's the break-up of the family. This is symbolic of what's happening in America. The family has disintegrated and what we have left are things we don't know how to put back together. So, Mr. Speaker, let's progress ahead, let's experiment, let's do the things and let's hopefully come up with something where even $63 million and a czar to head it up can't do it. I think we need to put more brains and innovative, creative things, more entrepreneurial homeless spirit if you will, into doing this and solving it. Thank you."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, all the fears we have, that we believe this bill will create, are already happening now. If you spend any time in the primary urban core you see all these issues. We can either decide how we're going to handle it or by default have all the problems that you believe, will happen because if this bill passes. We know what hasn't worked, everything regarding chronic homelessness.

"So, we need to try new solutions and be brave. When we have a natural disaster, the first thing government does, it provides shelter to those who don't have a home. Today we have an economic disaster and the response should be the same. We're never going to build enough shelters to house these 6,000 or so people without homes throughout the islands. So, this is at a reasonable cost, it's not going to be easy, but it certainly will require just as much energy to fix this problem as to avoid it, which we've really been doing for a long time. Thank you, Mr. Speaker."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I'd like the words of the Representative from Waipio Gentry and the Representative from Mililani adopted as my own. Also highlighting just again, that my main problem with this bill is it doesn't seem to be an adequate mechanism for community input. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I would like to commend the Housing Chair for advancing this legislation. I think that being the Chair of the Housing Committee is kind of a no-win situation when you're dealing with the homelessness issue. Because as we all know, there are no clear answers, there are no clear short-term solutions and there aren't even clear long-term solutions. It's a very difficult issue and it's important that proposals and alternatives be advanced on this Floor for us to consider.

"That's exactly what the Housing Chair is doing for us today with House Bill 535. It's important to remember that this legislation does not require the establishment of parking lot programs. It basically gives the discretion to the Department of Human Services to work with the counties, to work with the mayors, and with organizations that are interested in developing these programs. It does require that in the event that there is agreement to establish these programs, that safeguards be put into place, such as hours of operation, substance abuse controls, and also counseling and mental health services.

"It's also important to note that this is in effect a home rule issue as well, because the mayors have the discretion to work with the state to implement these programs. Kauai and Maui discontinued their programs basically because the non-profit agencies that attempted to implement them had concerns over liability issues. That's an issue that needs to be worked on. They wanted to continue those programs but could not because of those issues.

"So, again, I'd like to thank the Chair for advancing this legislation and for her work in attempting to mitigate our homelessness challenges. Thank you very much."

Representative Souki rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. I speak in favor of the measure. I would like to have the remarks of the Housing Chair as my own. I believe that the Housing Chair's message to us was a plea to help her resolve the housing problem. Nobody thus far has come up with any ideas to resolve the housing problem and that includes the executive, the mayors and everyone else. So, what you have is a dire plea. She has a problem, she wants to solve it. She needs your help, not your criticism. So, do what you can to help the housing area and to help the Chairman. Thank you very much, Mr. Speaker"

Representative Jordan rose to respond, stating:

"Mr. Speaker, thank you. For the second time, still with strong reservations. I'm not fearful of NIMBY, in my backyard, because we hit it straight-on, head-first, in 2003. I have been working on this issue, such as my neighboring Representative from Nanakuli and Honokai Hale. We have both been hitting this head-on for the last 12 years.

"We have emergency, we have transitional programs, we have outreach community programs. Our State Department of Human Services has requested in their budget measures, Housing First programs - $1.5 million. They've requested $1 million to do subsidies for the neediest families. So, we are addressing these issues, we are listening to what the Homeless Interagency Council is proposing, we are listening to this.

"When I review the testimony on this measure I don't see one piece from any city and county mayor, saying they support or don't support. That raises a major red flag for me when we're asking the counties to weigh-in on this. So, I'm open, still with my reservation, to continue the dialogue on this particular matter which has a date of 2030. That's how I'm continuing to support this dialogue. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just really quick, I'd like the words of the Chair of the Housing Committee adopted as my own. I'd like to really thank her because if she had said those words in a more appropriate forum I think there would have been a standing ovation on her words. Because I think she expressed the thoughts of many of us in this Chamber.

"Clearly it's not a perfect bill, but it may be a good bill. So, let's keep moving it forward. I appreciate the comments of the Majority Leader and the Speaker, I think it shows strong support and hopefully we'll move this bill forward and find the necessary means to support this program and like programs for the homeless. I just need to point out that this is one of the reasons why we need to look at all options, so that we don't have to penalize the fact that people are merely homeless or houseless. Thank you."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. My wife and I have a very soft heart for the homeless, the poor and the needy. The reason for that is, when we came here in 1971 we almost became homeless. I had to walk the entire market street to find a place to stay in dead winter. When I hear some of the Members of this Body in strong opposition, I don't know what to say.

"I wasn't about to speak, but as soon as I became a Member of the House of Representatives in 1984, one of the first things that I passed was about the homeless because of my experience. It's called the Hale Kokua bill. What it did, what it's going to do, is to separate the homeless because there are two kinds of homeless, special needs homeless and the working homeless. On the special needs homeless we have to institutionalize this, and the working homeless put them in a home setting.

"That bill passed and it's still in the books. However, some of the non-profits, I guess for no reason that has been explained to me, more or less need both kinds of homeless to fill their institution to a point that it was never implemented, but the policy is still in the books.

"Now, when I went to the Council I again tried to help the homeless. Because they were in the park, before we knew it they came up with a policy to drive them out. So, what did they do, they moved to the fringes of the park. They came up with another policy driving them out. What did they do, they went to the sidewalks, which is what it is now.

"So, I proposed at one point in time that by separating the working homeless and the special needs homeless, let the special needs homeless, those that are on drugs, mentally, alcoholic, etc., in an institutionalized setting. We can take care of the working homeless by more or less proposing to them to designate a place in the park that they can possibly sleep from 7:00 at night to 7:00 in the morning. They fold their tents, they try to police themselves. That thing never happened because sometimes you need to experience to be able to have the heart to help them out.

"In the bill that I proposed it takes the city, the state and the federal government working together. I first tried the working homeless in a home setting because there are times when people need companionship, some house sitter and to clean the yard. All of those were in the bill at that time and we passed it out.

"So, we should at least work together. Let's have a heart to help the homeless because who else is going to help them out. We should do it, and I'll be willing to help the Chair. It's a bill in progress and the only reason why I did not concentrate on doing this, even though I have the desire to do that, is because I was given the assignment to look at the bigger issue which is the unfunded liability which I'm trying very hard to pass out. So, with that, Mr. Speaker, I strongly support this measure. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support, written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 535 HD 2. Mr. Speaker, first I would like to commend our House Committee on Housing for looking into creative options at addressing homelessness. This issue Mr. Speaker is not a glamorous issue – it is an issue that many look down upon or look away from. Homelessness is a NIMBY issue. It exists in every community, but few come forward in relation to the amount of homeless who need assistance.

"As a representative from an area where homelessness was extremely prevalent, thousands of individuals and families with infants and young children resided on the sides of the street, in city and county parking lots and along the beach. We addressed this issue by providing both transitional and emergency shelter. The residents in the Waianae Coast have come forward and helped to be a part of the solution. Some residents were relieved that they would 'get their beaches back' and others were reluctant to have a shelter near their home, but Mr. Speaker they did come together for a solution.

"Many in these shelters were not from the Waianae Coast. They were from other parts of the island, other parts of the state, other states and even other countries. Many in the 43rd District have shared their concerns that if other communities did not come forward, more will be attracted to move to those areas where services are provided as the Waianae Coast. This bill provides solutions to areas where homelessness exists but spaces and funds are limited. For these reasons, I stand in support."

Representative Fale rose to respond, stating:

"Mr. Speaker, still with strong reservations and a slight rebuttal. I believe that in the long-term we can solve this problem but I believe it's going to come through solving the strength of our family issues and if we're able to achieve that we will resolve. I've seen it, I grew up in a community and a country where there was no homeless and I believe it's an achievable goal.

"The second thing, Mr. Speaker, is our Housing Chair mentioned a contractor that was paid $500,000 who didn't show up. I am hoping that this contractor's past performance will be taken into consideration for any further contracts in the future, Mr. Speaker."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, at first I was opposed to this measure but I'd like to change my vote to strong reservations. But I'd like to continue the conversation. Thank you."

Representative Yamane rose to respond, stating:

"Mr. Speaker, second time, still in opposition. Let me say brief comments in regards to concerns regarding those with the intent on why this is a problem. As a licensed social worker who actually works with homeless on two islands of this great state, I have some experience working with homeless, homeless families and their children. Mr. Speaker, if it is an issue of home rule, as mentioned earlier, then rather than coming up with new programs, why don't we increase the budget and give the money to those who are in the field to come up with innovative services and programs.

"Mr. Speaker, too, this is an issue requiring counties to be involved, yet I'm pretty confident, talking with many of the county mayors and county councilmen and women, that they're able to handle and deal with those situations within their own backyard. And if they came to us for a request to work together, I think measures like this would move forward. However, if you leave it to the professionals, if you leave it to the counties who are dealing with these issues, and it is truly a home rule issue, then measures like this wouldn't move forward and we would put it in the budget. Thank you."

Representative Cabanilla rose to respond, stating:

"Thank you, Mr. Speaker. I just want to make a couple of remarks in acknowledgment of the idea of my colleague from Laie. Yes, it's very true we need the families involved. And we've tried. This Body passed the family reunification bill two years ago. However, the Senate attacked it and the very people that attack measures such as this are the non-profits that help the homeless. Because like previously mentioned, it is now a revenue producing endeavor.

"Secondly, this is not my claim to fame, because this idea had been tried in numerous cities in the mainland. We can learn from the mistakes of the cities who have tried it. And thirdly, Mr. Speaker, the reason why there is funding in this bill, because those two entities on the other islands that wanted to try it had to pull back because they realized they needed money for sanitation and also the insurance premiums went up when they found out that there would be homeless in this facility. Those are all valid needs, Mr. Speaker, so I would still want you to support this bill with the appropriation so we can properly address the needs of those private organizations that want to help us. 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. 535, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Aquino, Cheape, Cullen, Fukumoto, Johanson, Tokioka, Wooley and Yamane voting no.

At 4:17 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1264, HD 2
H.B. No. 1172, HD 2
H.B. No. 509, HD 2
H.B. No. 1136, HD 2
H.B. No. 719, HD 2
H.B. No. 109, HD 3
H.B. No. 535, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 882) recommending that H.B. No. 1209, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1209, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 884) recommending that H.B. No. 369, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 369, HD 3, entitled: "A BILL FOR AN ACT RELATING TO FIRE SAFETY," passed Third Reading by a vote of 50 ayes, with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 886) recommending that H.B. No. 1027, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1027, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ing 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 Committee was adopted and H.B. No. 1027, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 50 ayes, with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 889) recommending that H.B. No. 749, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 749, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Third Reading by a vote of 50 ayes, with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 890) recommending that H.B. No. 414, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 414, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAIPIO VALLEY," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Coffman voting no, and with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 891) recommending that H.B. No. 429, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 429, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 50 ayes, with Representative Ichiyama being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 892) recommending that H.B. No. 481, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 481, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har 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 Har's written remarks are as follows:

"Mr. Speaker, I rise with reservations on Standing Committee Report 892, House Bill 481, House Draft 1. Currently, this bill would allow individuals to build an indigenous Hawaiian *hale* on farming lands without a building permit.

"Although I support the intent of this bill, it would ultimately undermine the original purpose of building permits. As the Department of Agriculture states in their testimony, the process for obtaining a building permit 'creates a minimum standard that potential structures must meet for safety as well as public health reasons.' If the Hawaiian *hales* are built without permits, they could potentially create unsafe conditions. For example, hales would be at high risk for fires but would not be regulated by a building permit to be constructed at least 100 feet away from other buildings.

"For this reason, I rise with reservations on Standing Committee Report 892, House Bill 481, House Draft 1. Thank you, Mr. Speaker."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Choy voting no, and with Representative Ichiyama being excused.

At 4:19 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:19 o'clock p.m.

At 4:20 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1209, HD 1
H.B. No. 369, HD 3
H.B. No. 1027, HD 2
H.B. No. 749, HD 2
H.B. No. 414, HD 2
H.B. No. 429, HD 1
H.B. No. 481, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 893) recommending that H.B. No. 482, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 482, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My family has a farm," and the Chair ruled, "no conflict."

Representative Cheape then asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and I'd like reference an email and an op-ed from 2008 when this loophole was passed. I just want to describe how this loophole started and why it is of concern. We all cringe when we see the legal fees that we have to pay as a state to defend various lawsuits and pay off debts. Well, with this loophole we've created potential for unknown liability and a drain on our state funds and we're encouraging big land owners to sue the State. It's bad policy.

"In Conference Committee this section was added and there was no public hearing on the issue. Again, if we're going to provide a subsidy like this you would think that we would give it to the people who couldn't actually afford to hire attorneys. But, in this case, we did the opposite. IAL incentives have nothing to do with small farmers. They were developed by a group dominated by big land owners and there were many give-aways in the process.

"Small farmers usually receive their water through the municipal system at far more expensive rates than these large land owners. Again, the IAL water litigation tax breaks create perverse incentives for big land owners to divert and stonewall and delay public and community efforts to restore balance in river and stream flows.

"I'll give you an example. In the *Na Wai Eha* case in Maui there are two large corporations who have refused to restore a single drop into the stream willingly. After years of litigation and the community's effort to restore bare minimum leftover flows last year, the Hawaii Supreme Court finally struck down those claims in the ruling of the water commission.

"This was at least the fifth time the water commission has been reversed for overly favoring corporate diverters. So, on top of all of this public, social and cost of litigation, why are the public and the taxpayers subsidizing the legal fees for obstructionism? So far it's estimated that the bill for this one litigation, just one, is between $1 and $2 million.

"Members, let's reduce the state's liability, stop subsidizing land owners to sue the state and try and take water from our streams and our taro farmers, and eliminate this loophole. *Mahalo*."

At 4:24 o'clock p.m., Representative Har requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:28 o'clock p.m.

Representative Wooley rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I request a ruling on a potential conflict. My husband works for a non-profit that sometimes litigates these types of issues. Thank you," and the Chair ruled, "no conflict."

Representative Har rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you. Standing in support with reservations and just brief comments. When we passed the IAL law back in 2008, I believe, the whole point was to incentivize land owners to put, at the time I believe it was 15%, of their land into IAL so that these lands would be preserved in perpetuity for agriculture. The trade-off was other incentives, because what incentives these large private land owners have to be putting their land into IAL without the state dangling a carrot.

"So by pushing out a measure such as this you're actually dis-incentivizing those land owners from wanting to put their land into IAL. For those reasons, Mr. Speaker, I stand with reservations. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, those were my exact sentiments and may I request those be entered into the Journal as my own. With reservations, thank you," and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Yamashita rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations and could I also adopt the words of the Representative from Kapolei as if they were my own. A few comments, Mr. Speaker. In 1978 the Con-Con said that we have to identify Important Ag Lands. This issue has been around. In 2008 we passed it, that was 30 years after it was first pushed forward in 1984. The LESA Commission tried to address it. When I came in, in 2005, I had a bill to address IAL and I said at that time that we had to tie it to water because if we were going to protect Important Ag Lands, in perpetuity, we wanted that for the purpose of using it for agriculture.

"Without water there is no Ag. I thought when we passed it, it was a mistake not to tie to water and that's why these issues, this argument I guess, is still with us today. Thank you."

Representative Kawakami rose in support of the measure with reservations and asked that the remarks of Representatives Har and Yamashita be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered." [Note: Representative Ito's vote was later recoded as a no vote.]

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Yamashita be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. May I proceed to share a few insights about why this particular measure was adopted? For all of us we go back to the days of the 1970 Con-Con. There's just one individual here who was a particular delegate to the Con-Con and that's our great Speaker Souki. One of them was the water commission that was created and secondly the other one was Important Agricultural Lands.

"I believe the Upcountry Maui Representative is correct. It took us over 30 plus years to get to a point of how can we, in the Legislative Branch, get large private land owners to dedicate agricultural lands that they owned as Important Ag Lands.

"We have talked among all of us on this Floor the past number of weeks of how important agriculture is. To get these big land owners to agree to dedicate a portion of their lands that they own in perpetuity as Important Ag Lands was the intent in getting these Ag lands preserved for future generations. I must commend the present Water & Land Chair for her analysis of what has happened. But, is it our right now to infringe on the private land owner how they could use this tax credit that the Legislative Body granted? And that tax credit, Members of the House, came from another tax credit, which was the Ko'olina Tax Credit of $70 something million.

"We did not increase the budget one way or another. It was budget neutral based on the past legislative appropriation or legislation in regards to giving the tax credit to the Ko'olina development for their new aquarium, which did not occur. We took that and we used that to incentivize private land owners in the four counties.

"For this particular land owner, which I personally don't know what they're doing on the Island of Maui, but if it's a court case in regards to the water allocation, don't you have that right to use that tax credit the way you see fit to preserve the jobs for those who are in HC&S? To preserve the

irrigation system of the East Maui irrigation system? I'm not delving into how they use the tax credit, but in this particular case, what we are doing is carving out that you cannot use the tax credit for any litigation or counsel. Which is fine because that's a policy that the Members of this House have to address.

"My only point is this. If I was Grove Farm, if I was Ulupalakua Ranch, if I was Parker Ranch, and I dedicated Important Ag Lands in perpetuity for the people of the State of Hawaii and the future generations, why can you not let me use the tax credit where I feel I could use it for the best of the sustainability of the company? That is what we're discussing today.

"I'm not going to get involved in telling this particular land owner or developer how he or she could use this tax credit. But, in this particular case I can respect the Chair's decision that it should not be used for legal fees or legal counsel. And I truly believe that this is one of the unintended consequences that the Legislature adopted in trying to preserve Important Agricultural Lands. And I can understand how each and every one of you may feel. But the key is that you have to, as elected officials, put that carrot out front there for these big land owners to dedicate their agriculture lands as Important Ag Lands, that's one.

"Secondly, I'm happy we are having this discussion, too. Because I've shared with a lot of Members, past and present, the concern that I have today of where the state is headed in regards to agriculture.

Representative Ichiyama rose to yield her time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much. Why I say this, this afternoon, is because we, we as a state, we as a community, we in the legislative branch, are losing control of land and water. We had an excellent discussion this morning or this afternoon on the issue of controlling interest in reference to the conveyance tax. We are not addressing one of the biggest issues which all states are trying to address. How do we address these issues with hedge-fund investors who are not even presently here in the State of Hawaii, that someday may buy these particular properties, and not share with us what their visions are.

"I'm very awkward because I feel like I'm a dinosaur, yes. But, I was very privileged, for all of you here, to have been given the opportunity and privilege to have worked with people like Doc Buyers of C. Brewer. You could call him up and he would set up the appointment. Another individual that I had the opportunity to work with was Mr. Henry Walker of Amfac. Another individual that some of you may know here, was a great man, Mr. Bobby Pfieffer of Alexander and Baldwin.

"These were the *kamaaina* companies, where today there are only one or two *kamaaina* companies, or three, which is the Outrigger Hotel Corporation, the only locally-based hotel management company, Matson and A&B, and that is it. You may have on the island of Kauai, Grove Farm, but is that being offered for sale? And is Hawaii for sale? To all of you, my answer is, yes.

"But let's go back to the past, 20 years ago, and correct me if I'm wrong or right, but that book was *Land and Power* by Gavin Dawes. Now we have come to this point in our history, as a state, on addressing this particular issue. As far as 51 Members of this House, can we all control our destiny for the future generations of the people of the State of Hawaii. Where you have these absentee owners that are part of the REIT's, real estate investment trust. Where you have people with hedge-funds, like Blackstone, Cerberus. Like the big land owner that acquired Mapunapuna and has jacked-up the lease rents 200 - 300%, forcing the 'mom and pop's' out of their sustainability and survivability of their particular business.

"Let's be honest with ourselves. Maybe the bill that we had passed a number of years ago in regards to Important Ag Lands should have addressed what can or cannot be used with the tax credits. And I can appreciate this discussion. The corporate company that did this used the credits, fine. But, we had to incentivize them to dedicate lands as Important Ag Lands, for perpetuity. And if not, if they were to take it back, as far as declassifying it from Important Ag Lands, they would have to pay a penalty to the State of Hawaii.

"That is why we are here at a very crucial point. Are we delving into corporate operations and administration in regards to what can or cannot be done with the tax credits? I don't want to get to that point. I have to put my faith and trust in that particular corporation or business that is doing business here in the State of Hawaii. But at least it is being highlighted this afternoon for all of you.

"So in closing that is why I'm opposing this particular measure. If I was that business person to say I cannot use it for my legal fees in doing the application process and so forth, I'm not going to apply to designate my lands, which is agriculture classification, as Important Ag Lands. Thank you very much."

Representative Wooley rose to respond, stating:

"Thank you, Mr. Speaker. In rebuttal and still in support. I want to thank Speaker Emeritus, I really enjoy these conversations and I enjoy hearing from him. That history and perspective is always useful and we really don't disagree on much. I'm not actually sure I fully understand why he is giving a no vote. But, if you look at the language in this bill there are still major provisions for IAL land owners.

"The policy issue here that is of extreme concern is that we have not limited in any way the amount of money that they might be able to claim. And we are promoting litigation against the state and in favor of taking water rights from the streams and our taro farmers. That's what we've done. This particular legal fee provision.

"So, a lot of the other carrots provided for the IAL land owners are great, they're all there. This one was a mistake, in my opinion. *Mahalo*."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"I rise in support with some reservations. I'm looking at the bill itself and I think the Ag Chair is correct. I think what she's attempting to do is basically prohibit the access to the tax credits for Important Ag Lands for cases where there might be legal fees awarded pursuant to litigation or contested case hearings as in the Maui case.

"But, when I read the current language there, I think there is embedded within the current incentive structure the ability to receive reimbursements, so to speak, to the credit, for regulatory processing studies and consultant services related to obtaining or retaining sufficient water for agricultural activities and retaining the right to farm on lands identified as Important Agricultural Lands.

"So, I think the comments the Speaker Emeritus made and the Representative from Maui on the history of the Important Ag Lands and the constitutional amendment all tie into this one subsection 4 of the current law. What incentives do we give the current land owners who want to retain the present use for water or have a challenge or at least protect it? That's what's embedded in here, so I would suggest that as it moves along maybe to narrow it down to maybe litigation costs or something like that. But regulatory processing studies and consultant services, some of that could be part and parcel legal services besides other types of fees and charges. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I'd like to provide further clarification on what this bill does. It basically addresses the tax credit that is found in HRS Section 235-110.93. The tax credit provides a reimbursement for what is termed as 'qualified agricultural cost.' Those costs are defined as expenditures for the following categories.

Number one, plans, design, engineering, construction, renovation, repair and maintenance and equipment for roads or utilities, agricultural processing facilities, water wells, reservoirs, dams, water storage facilities and agricultural housing. Number two, feasibility studies, regulatory

processing and accounting services. Number three, equipment related to agricultural purposes. And number four, regulatory processing studies and other consultant services that are related to the agricultural activities.

"So, what this provision tells us is that the tax credit is very extensive and covers a host of costs that are associated with the development of IAL lands. The legal portion of this tax credit is actually very small when you compare it to all of the other aspects of this credit. The tax credit is capped and it is based on a sliding scale.

"I would submit, Mr. Speaker, that if a landowner is unable to develop IAL parcels because of a loss of the legal services tax credit, then perhaps they shouldn't be in that business to begin with when you consider all of the other associated expenses that are tied to the development of IAL. Thank you very much."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I didn't want the historical, profound and heartfelt comments of Speaker Say to go without acknowledgment and I'd like them to be inserted into the Journal as if they were my own. And thank you for indulging him to go off the context of the bill specifically because these things are a wealth of information when we get people with that experience to bring that to the Floor.

"I would only add one thing. The constitution mandates us, repeat, mandates us, to preserve agriculture. If we want to dis-incentivize what they said in the very beginning, I think we're making a mistake by forgetting that our heritage is where our large landowners still own the majority of the land in the State of Hawaii. Why all of our houses are so expensive, there's 10% of it that's traded among us small guys. The big guys and the government own the big part of it. We've got to give them incentives to give more Ag land into the Ag land bank. This is a way of doing it, but I really appreciated the historical perspective of how we got where we are and we're mandated to keep pushing to the future to preserve Ag land. Thank you, Mr. Speaker."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cabanilla, Fale, Ito, McDermott, Say, Tokioka and Tsuji voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 894) recommending that H.B. No. 101, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 101, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Coffman, Ito, Say and Tokioka voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 895) recommending that H.B. No. 892, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 892, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fukumoto rose to speak in opposition to the measure, stating:

"I just wanted to state my opposition and just say, this bill proposes to increase the motor vehicle registration fee by an unspecified amount right now to cover the expenses of DCAB, which I think is a great cause and right now is 100% general funded and I'd like to see it stay that way. But, I just wanted to express that my concerns right now are that my constituents are still complaining about the recent increase in motor vehicle registration costs and I think most of them would agree and would want me to act in a way that's fiscally responsible and will take from the pot of money we already have instead of reaching into their pockets to get more. Thank you."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 892, HD 2. This bill will 'increase the state motor vehicle registration fee by an unspecified amount, to be deposited into the Disability and Communication Access Board Special Fund to cover the costs of administering the parking program for persons with disabilities.'

"Mr. Speaker, my concern is that an increase in the state motor vehicle registration fee would burden residents in my district who are struggling financially.

"The Tax Foundation of Hawaii submitted the following testimony concerning the bill:

> 'This measure is asking all motor vehicle owners to subsidize a program that should be paid either by the disabled driver beneficiaries or by the public at large through a general fund appropriation. Enacting such a fee insures that the funding for this program will always be flying under the radar as there is no accountability to the motor vehicles owners who will be paying the fee for a program from which they derive no benefit.'
>
> 'More importantly, motor vehicle taxes are dedicated for the construction and maintenance of the state highway system. Deviating from the relationship between users and beneficiaries seriously jeopardizes the accountability for this fee.'

"Mr. Speaker, for these reasons, I rise in opposition of House Bill 892, HD 2."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 892, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Cabanilla, Fale, Fukumoto and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 899) recommending that H.B. No. 487, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 487, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My family owns and operates a farm, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Same request," and the Chair ruled, "no conflict."

Representative Cheape continued to speak in support of the measure, stating:

"I'd like to stand in strong support of this measure and just with brief comments. So often we hear the word 'subsidy' and kind of cringe, but in this case I think it's extremely necessary to continue because I know personally the number one cost on our farm is feed. Above wages, above electricity, above water, feed is the number one cost and currently there is no feed producer here in Hawaii. So, until we're able to produce feed here locally, whether it's the traditional feed with corn or have alternatives with either alfalfa or the Black Soldier Fly larvae, there are so many other things we can do but until that point we really need to subsidize the farms that have livestock.

"Just a brief comment also, in the 1980's there were 21 egg farms here in Hawaii. We are now reduced to four today, four commercial farms, with all of us stating our number one cost is feed. So, in order to continue these agricultural farms and just to make a real difference in self sustainability, I think this is something we need to continue to support. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Like the previous speaker, I think this is very important to support. The last remaining four or five egg farms on this island, one is in my particular district. I hope we can find the means to support them. I think it's about $3 million a year, so if we can get $6 million set aside just to provide this subsidy, that would be good. It's very important if we want to look towards food security, food sustainability off of our own local farmers. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support, written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. HB 487 HD 2 is a measure that moves our state in the direction of looking into solutions to assist our farming community. This bill if passed will help many in my community who struggle to pay for feed costs which continue to escalate. As we know, one of the highest costs to farmers is feed for animals as there are no production facilities in Hawaii. For these reasons, I rise in support."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and just a few brief comments. When I go to my local farmers market and I talk to the vendors, this is one of the biggest problems that they mention as a challenge for them. So, I really appreciate the authors and the Committees that worked on this bill. 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. 487, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 901) recommending that H.B. No. 1208, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1208, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 1208, HD 2. This measure 'requires the Department of Human Services to gather data and recommend fees for licensure and certification of certain programs transferred to the Department of Health. Requires Department of Human Services to report findings and fee recommendations to the Legislature no later than twenty days prior to 2014 Regular Session.'

"Loretta J. Fuddy, State of Hawaii Director of Health testified that, 'This bill would require DHS to determine certification or licensure fees on community care foster family homes, case management agencies, and adult day care centers prior to the transfer of these programs to DOH. DOH will defer to DHS on this portion of the bill. However, the bill also would require DOH to accept those fees. The DOH strongly opposes this portion of the bill as unnecessary since the DOH can determine its own licensure fee schedule prior to the transition and without being mandated to accept the fee schedule of another state agency.'

"Patricia McManaman, State of Hawaii Director of Department of Human Services testified that, 'The DHS should not be statutorily required to set the fee schedules for programs that are the responsibility of another department.'

"Mr. Speaker, for these reasons I rise in opposition of House Bill 1208, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1208, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION AND LICENSURE FEES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 902) recommending that H.B. No. 114, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 114, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Takai rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thanks, Mr. Speaker. In strong support. I would just like to enter written comments into the Journal. Thank you very much."

Representative McKelvey's written remarks are as follows:

"The recent Stevie Wonder fiasco garnered not only local attention but national attention as well. When the Western Association of Schools and Colleges, the agency that accredits the University of Hawaii, deems it necessary to come down and specifically look at the events that surrounded the concert and what actions and policies allowed this to happen, our local residents many of whom are alumni showed their concern. We as

legislators were reminded through numerous constituent calls and emails that the transparent management of public funds appropriated by the legislature and expended by the University of Hawaii is a matter of statewide concern and therefore under the legislature's purview pursuant to Article X, Section 6, of the Hawaii State Constitution.

"UH officials and attorneys withheld information from the public regarding the incident only increasing our constituents' concern. I feel that an independent audit committee within the Board of Regents of the University to assist the board in discharging its constitutional powers and duties is a fiscally prudent measure with respect to the university."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 114, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 903) recommending that H.B. No. 385, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 385, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 385, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Har and Ito voting no.

At 4:54 o'clock p.m., Representative Hashem requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:55 o'clock p.m.

At 4:57 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 482, HD 1
H.B. No. 101, HD 1
H.B. No. 892, HD 2
H.B. No. 487, HD 2
H.B. No. 1208, HD 2
H.B. No. 114, HD 3
H.B. No. 385, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 904) recommending that H.B. No. 856, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 856, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"Mr. Speaker, I rise in strong support of House Bill 856, House Draft 2, which would establish a green financing program. The up-front cost of renewable energy systems and energy efficiency measures is the largest barrier to their widespread adoption. This measure will create the green infrastructure the state needs to implement an on-bill financing program, which will eliminate the need for families to come up with a large up-front payment and will make renewable energy systems and energy efficiency measures available to renters, low- and middle-income families, and small businesses.

"This measure will not only benefit our residents, it will further the State's goals of transitioning to locally-produced renewable energy. It will also bring us closer to our energy efficiency goals both by supporting distributed generation, which is more efficient as less electricity is lost in distribution, and by helping to fund energy efficiency measures.

"I urge the Members to support this measure."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 856. The bill creates a mechanism to provide low-cost loans for green infrastructure equipment to achieve measurable cost savings and achieve Hawaii's clean energy goals. While ensuring that Hawaii has an abundant stream of clean energy is a critical goal, I worry about the financing mechanisms of this bill. In particular, I am concerned that the cost of the loans will be placed on all energy consumers, which places a significant burden on those who are already struggling to pay for energy costs. While green energy may hold the key to our energy future, we should let consumers lead the movement in a way that does not create additional cost of living burdens."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 856, HD 2. This bill establishes a regulatory financing structure that authorizes the Public Utilities Commission and the Department of Business, Economic Development, and Tourism to provide low-cost loans for green infrastructure equipment to achieve measurable cost savings and achieve Hawaii's clean energy goals.

"Mr. Speaker, my concern is that this bill is not clear on what the Green Infrastructure Fee is used for. Also on the bill's overall objectives.

"The Hawaii Renewable Energy Alliance submitted the following testimony concerning this bill, that '1) Clearly, this measure supports attainment of our State's clean energy goals, and specifically offers the opportunity for funding to assist such activities as the On-Bill Financing Program, which is under consideration in the Public Utility Commission's Docket No. 2011-0186. 2) It is not clear to us whether the intent is ONLY to assist any On-Bill programs approved by the Commission. For example: a) would DBEDT consider issuing RFPs to procure clean energy technologies and provide loans to the winning bidder, and b) the apparent proposal for DBEDT to 'make' money for the state from the loans. If so, how would the profits be used? 3) It is not clear if the proposed green infrastructure fee ('GIF') would be a separate fee, or become part of the fee. Either way what would the GIF be used?'

"Mr. Speaker, for these reasons, I rise in opposition of House Bill 856 HD 2."

Representative Oshiro rose to speak in support of the measure, stating:

"In support. I like this idea of creating this bank-like principal to support the funding of photovoltaic and solar systems on private businesses and enterprises. Thank you."

Representative Woodson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Woodson's written remarks are as follows:

"I wholeheartedly support the effort to achieve Hawaii's green energy goals.

"This measure allows residents the opportunity to install a photovoltaic system to immediately achieve cost savings using clean energy. The significant initial investment associated with installation can be a prohibiting factor. This bill to provide low-cost loans for green infrastructure equipment will incentivize many to help lower their electric bills while supporting the State's energy goals of self-sufficiency.

"I commend the PUC and DBEDT and various other agencies in their collaborative effort in participating to establish a regulatory financing structure to effectively implement clean energy technology and infrastructure by providing a means those who would not be able to otherwise afford it.

"This bill helps to reduce Hawaii's dependence on imported fossil fuel and achieve our goals toward energy efficiency. This is a crucially important measure with significant positive effects and potential not yet realized."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 856, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 905) recommending that H.B. No. 668, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 668, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, in support with written comments. Just a brief thank you to the Chair of Public Safety who helped our Health Committee on working this bill and moving it forward. Thank you."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 668, House Draft 2 that transfers the State's Medical Use of Marijuana Program from the Department of Public Safety to the Department of Health. As noted in the testimony of the Department of Public Safety in support of this measure, the primary focus of the State's Medical Use of Marijuana Program should be on the health of the qualifying patients and the Department of Health is better suited for managing such a program."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Chair. I rise with reservations. I'd like to thank the Chair of Health for working on this issue, but I know there's still some testimony that people had some concerns about, and for those reasons, I rise with reservations. 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. 668, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Ito and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 907) recommending that H.B. No. 1147, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1147, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 51 ayes.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 908) recommending that H.B. No. 903, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 914) recommending that H.B. No. 21, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 21, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. At my law firm I represent condo and community associations. Thank you," and the Chair ruled, "no conflict."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just request a ruling on a possible conflict. I'm a member of a condo association. Thank you," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Same request, ruling of potential conflict," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

Representative Har rose in opposition to 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 opposition to House Bill 21, House Draft 2, Relating to Condominiums. This bill proposes the authorization of condominium associations to collect specified amounts for deposit into a reserve account to pay for unpaid common assessments in the event of foreclosure, or unit sale or transfer. I oppose this bill for three reasons.

"I do commend the Chair of the Consumer Protection Committee and Chair of the Judiciary Committee for their out-of-the-box attempt to address the issue of unpaid assessments on foreclosed properties but ultimately, there are still areas that need clarification.

"First, this bill lacks specific language about the details of a reserve account collection. How would it work? Who would run the program?

"Second, the bill does not address what would happen to the reserve account in the event that the occupant remains in the condo indefinitely. Is there a certain time limit in which the reserve account would be refunded? Many people purchase condominiums not for investment value but as a permanent residence.

"Finally, HB 21 would increase costs for all condo owners by creating an individual reserve account in which the apartment owner would pay up to 10% of their regular monthly common assessment on top of a mortgage payment and regular monthly common assessment fees. This amount would be collected monthly until the total amount is equal to the total of

regular monthly common assessments for a twelve-month period. If additional monies are collected for maintenance fees in the event of foreclosure, it would add additional costs for condo owners.

"As a result, I stand in opposition to House Bill 21, House Draft 2. 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. 21, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and McDermott voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 915) recommending that H.B. No. 910, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 910, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose in opposition to 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 opposition to House Bill 910, House Draft 2, Relating to Forensic Mental Health. This bill proposes to toll the conditional release for criminal charges following an acquittal for physical or mental disease. I oppose this bill for two reasons.

"First, under HRS 704-411 (b), when the court places a defendant on conditional release, there is already a one-year limit in place for those charged with a petty misdemeanor, misdemeanor, or violation. As a result, when a defendant is placed under conditional release, the one-year time limit is already in place.

"Second, the bill proposes conditional release for the defendant who is physically or mentally ill and as a result, presents a danger to self and others. Those who present a danger to not only themselves and society should be kept under conditional release for as long as needed. Instead of proposing a blanket conditional release for physically or mentally ill defendants, it should be considered on a case by case basis. This will ensure that the defendant will 'receive proper care, supervision, and treatment as needed, rather than being discharged based on an arbitrary termination date' as stated in the testimony of the Department of the Prosecuting Attorney, Maui. It is the responsibility of the Department of Health to closely monitor physically and mentally ill defendants and ensure full rehabilitation before conditional release is revoked.

"For these two reasons, I oppose House Bill 910, House Draft 2. 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. 910, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and Ito voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 916) recommending that H.B. No. 667, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 667, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Ruling on a possible conflict. The physicians are the one's dispensing and both my wife and daughter are physicians," and the Chair ruled, "no conflict."

Representative Cachola then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Belatti rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 667, House Draft 2 that makes amendments to the State's Medical Use of Marijuana Law addressing the concerns of patients in the program and embodying recommendations by the Medical Cannabis Working Group that was convened in 2009. This Working Group examined state statutes, administrative rules, and county policies and procedures relating to the medical marijuana program. The Working Group also studied Hawaii's medical marijuana program with other states' medical marijuana programs.

"Key amendments in this bill include: (i) changing the authorized number of a patient's marijuana plants from 4 immature and 3 mature to 7 plants total, irregardless of the stage of growth of the plants; (ii) increasing the authorized amount of usable marijuana from 3 ounces to 5 ounces; and (iii) changing the patient to caregiver ratio from one patient per caregiver to three patients per caregiver.

"In the hearing before the Judiciary committee, the first of these changes was verbally supported by the Deputy Director of the Department of Public Safety as it is difficult in enforcing the current law of determining whether plants are immature versus mature.

"The change in the authorized amount of usable marijuana from 3 ounces to 5 ounces was supported by testimony from patients before the Health and Judiciary Committees that 3 ounces is currently not sufficient for their needs in that more medicine is actually used in vaporizing or in the preparing of edibles which are safer and preferable to the smoking of medical cannabis.

"Finally, the change in patient to caregiver ratio is based upon the recognition and testimony that patients may not be able to successfully grow their own medicine and having a system that allows qualified caregivers to help patients provides a safer method of acquiring medication rather than having to resort to other means."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. My reservations are as follows. When I read through this bill last night I wasn't sure if this was decriminalization or legalization or just another way maybe for us to earn some revenue. But anyway, let me kind of explain what's going on in this bill just so you folks know.

"Most states authorize the use of about 3 ounces or less of dried marijuana. One mature marijuana plant can produce up to one pound of dried marijuana per growing season. With two growing seasons in Hawaii,

let's say 6 months, one mature plant can produce two pounds per year. So, two pounds of 'pot' per year from one marijuana plant.

"This bill will allow 10 marijuana plants and 5 ounces of usable marijuana at any given time. So, if you get the prescription from the doctor under the program you can have 10 marijuana plants and 5 ounces of usable marijuana at any given time. 10 plants can produce 20 pounds of marijuana in a year or the equivalent of 320 ounces per year. 5 ounces of marijuana is equivalent to 189 cigarettes, also known at 'joints'. The 20 pounds of marijuana is equivalent of 12,096 cigarettes per year, or more than 33 marijuana cigarettes per day. That's a lot of joints.

"According to the DEA, the effect of one smoked marijuana joint could be felt for up to 4 hours. Up to 4 hours, one joint. So in a 24-hour period, assuming that one might get 8 hours of rest, it's logical to assume the medicinal marijuana patient could ingest 4 marijuana joints per day to adequately feel the effects. That's good, that's the purpose of medical marijuana. This equates to 1,460 joints or cigarettes per year. But if a patient only needs 1,460 cigarettes per year, what happens to the remaining 10,636 cigarettes or joints that can be produced from the 10 plants? That's 12,096 joints minus 1,460 joints, 10,636 joints. So, isn't it reasonable to assume that at least a portion of this would be, Number one, maybe sold, number two, given away, or number three, consumed.

"The 10,636 cigarettes in excess is equivalent to more than 281 ounces of marijuana. If this is sold at the going rate of $320 per ounce, that's the current going rate for marijuana, the crop would be worth more than $89,000 per year. And that's with keeping enough for the patient to smoke 4 cigarettes or joints per day. As this bill moves forward I think we should think about ways of capturing some of the revenue that may be gained from this bill. Thank you."

Representative Belatti rose to respond, stating:

"Mr. Speaker, in support. Just a simple clarification. My clarification is just that this bill does not actually increase the number of plants to 10. It just clarifies that the 7 plants that is under current law is now not distinguishable between mature and immature, and that was a change that was actually supported by the agency that currently oversees this program. So, I just wanted to make that clarification for the record.

"I would also like to add that something that I learned, which I didn't know much about marijuana except after this session, is that for people who use medical marijuana many do not actually prefer smoking. They like to use the medical marijuana in foods as a way to get the effects better, I guess. In addition they also vaporize it. So, I believe that by those two uses and not through the smoking of joints, they actually do go through more marijuana.

"So, the 5 ounces that are being suggested in this bill actually just really brings us to kind of the middle of the road of where all of the other medical marijuana programs in the nation are at. So, thank you, Mr. Speaker."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with a brief comment. We're talking about quantity, the real issue is quality. But hear me out, this is a THC issue. When THC came on board with the 70's in Vietnam and all that, it was at about 3%. Now, with GMO and hybrids, THC, some believe that GMO is probably the best up to 30% THC in a joint. So when the gentleman from Wahiawa spoke about the quantities, if you've got a content that pushes almost one-third, you've got a really, really, really powerful drug. So, I think the quality is really an issue here and makes the quantity look like it's going off the charts. Thank you, Mr. Speaker."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. As far as the quantity, I did some research and there's an organization called *Concept 420* and so here are some of the notes from actual patients that take the marijuana in different ways. From Dixie, who has multiple sclerosis, during the time that she was sick she ate two cookies per day containing approximately 1 1/2 grams of leaf marijuana. From Gidget, an AIDS survivor, she took a small bong hit of approximately 1/10 of a gram, held it in deeply for about 5 seconds, it took about 10 minutes to work and lasted about 1 1/2 hours. For a patient that had arthritis, they ate one brownie per day containing 2 grams each of high-grade leaf marijuana. I'm in support, but that's a lot of medicine we're giving them."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. I just want to touch upon the speaker from Wahiawa in the revenue aspect of this measure of the billion dollars of estimated lost GET that occurs in the State of Hawaii. Also, especially the point of the provision that allows visitors who are here for under 30 days to have access to it free, that's another huge revenue issue. We're supplying other state's patients with their medicine. Thank you very much."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered." [Note: Representative Fukumoto's vote was later recoded as a no vote.]

Representative Carroll 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 opposition to the measure, stating:

"In opposition, Mr. Speaker. In hearing some of the comments that were spoken about earlier, the Representative from Hawaii Kai is absolutely right, it is a THC issue. So is the former Chair of Finance, he's absolutely right, because I think the point is with the THC, with some of the people who are paying the TAT, we can generate more revenue. But that is not contained in this bill, and when it is then I'll support it. Thank you, Mr. Speaker."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered." [Note: Representative Cheape's vote was later recoded as a no vote.]

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Ward and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 667, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Third Reading by a vote of 35 ayes to 16 noes, with Representatives Aquino, Cabanilla, Cheape, Choy, Cullen, Fale, Fukumoto, Hashem, Ichiyama, Ito, Say, Tokioka, Tsuji, Ward, Yamane and Yamashita voting no.

At 5:15 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 856, HD 2
H.B. No. 668, HD 2
H.B. No. 1147, HD 2
H.B. No. 21, HD 2
H.B. No. 910, HD 2
H.B. No. 667, HD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 917) recommending that H.B. No. 411, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 918) recommending that H.B. No. 1268, as amended in HD 1, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 919) recommending that H.B. No. 1324, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1324, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Cabanilla and Fale voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 921) recommending that H.B. No. 497, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 497, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"May I have a ruling on a potential conflict. My spouse is a consultant to a firm that produces solar power. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My wife has a number of companies from the solar industry as clients," and the Chair ruled, "no conflict."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations and a comment please. In a testimony submitted on this particular measure, DOTAX says this would cost us $38 million in the year 2014, $15 million in year 2015, and $19 million in 2016. Those are some of my major concerns on the loss of those revenues. Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations with written comments. And a comment that this is an industry that we're really trying to promote here in the State of Hawaii."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 497, HD 3. This bill amends the tax credit for renewable energy technologies.

"Mr. Speaker, my concern is that this bill will annually reduce tax credit for solar energy systems by 5%.

"The Tax Foundation of Hawaii submitted the following testimony concerning the bill:

'This measure would reduce the amount of credit for solar electricity generating systems that are not utility scale systems from 35% to 30% for systems placed in service for the 2014 tax year; 25% for the 2015 tax year; 20% for the 2016 tax year and thereafter. Although this slow weaning of the taxpaying public from its dependence on the tax incentive may sound like a great idea, it ignores the phenomenon that occurred this past year when taxpayers were given notice that there would be new rules for the ball game beginning with the first of the year. Instead, consideration should be given to setting the tax incentive rate at a more modest level and then warning taxpayers that it will disappear in three or five years. This will help to even out the demand for installations as taxpayers assess the cost benefit of installing such devices.'

"Mr. Speaker, for these reasons, I rise with reservations on House Bill 497, HD 3."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. On Standing Committee Report 921, Relating to Renewable Energy, with reservations and I just wanted to explain those. Thank you. I believe that we should not go below 25% for the tax credit. People are stretching now to try to do it and when we lower the tax credit below something that's going to let the mainstream of the residents go ahead and put in photovoltaic, then we are going to defeat our goal of moving ahead to get off of dependency on fossil fuels.

"So, while I understand the need for reducing the amount of the tax credit, I think we should go down a bit, but then leave it at 25% and not even put a sunset on that. Let future legislatures address that 5, 10 years out and then I think we will find a lot more renewable energy on our rooftops and a lot less polluting fossil fuels being imported into Hawaii. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Almost a no vote. I totally agree with my colleague from Kailua that if we disincentive this, people are going to turn away, it's going to be up to millionaires or those who have such a commitment they're going to go in debt to go green. I've said on this Floor numerous, numerous times, the electricity we have here has 1% PV. Even though it's going gang-busters, still 1%. This is an industry that's not even a baby yet, it's a zygote. This is something where if we too quickly ramp it down it's going to kill it.

"Another case in point, Mr. Speaker. For the last 30 years we've had incentives to put solar water heaters. What percent of the people have actually taken advantage of this generous tax credits? 27 to 29% have solar water heaters. So, even with these incentives it's not happening.

"Getting off of that $6 billion fossil fuels is going to take time, it's going to take money. If we penny-wise and pound-foolish it, we're going to say, well we tried by we couldn't do it because we had other priorities. I don't think there's a bigger priority than getting off of Middle Eastern oil and other places. This is one of those cutting-edge bills which I agree with my colleague, let's not go below 25% and this bill does do that. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm speaking in support with reservations. First of all, let me thank the Chair of the Energy and Environmental Protection Committee for moving this bill forward and for even considering that we need to adjust the current tax giveaway to the photovoltaic companies and installers. I think it's good that they're willing to even look at this. Several months ago I think we wouldn't even be considering even looking at the current tax rate structure.

"My concern again is on the fiscal element of this measure, how much and when. It remains to be seen how it affects the financial plan. But I am

encouraged by the fact that we have this bill before us to even consider moderating the current expenditure. Thank you."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and I'd just to note that when this came over to CPC the solar industry did support it because, one, it was predictable, two, it was a compromise, and three, when you look at the big picture with green infrastructure and on-bill financing ramping up while this tax credit ramps down, things seem to balance out in the long run. Right now the way the solar tax credit works is the people that cannot afford to put PV on their roofs are subsidizing everybody else that can afford to. With on-bill financing and green infrastructure it's much more equitable. Thank you, Mr. Speaker."

Representative Hashem rose to disclose a potential conflict of interest, stating:

"Potential conflict. I'm a partner in a solar project," and the Chair ruled, "no conflict."

Representative Hashem continued to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations about this bill. For one thing, it came out in the Finance Committee that when I asked the PUC Chair how much is a large scale solar project coming in at, she quoted 17 cents a kilowatt hour. Hawaiian electric produces electricity from oil, from oil now, at 26 cents a kilowatt hour. We need to look at the subsidies, if it's really necessary. Because right now it's cheaper to produce energy from solar projects without the credit than it is to produce electricity from oil. That's all, Mr. Speaker."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"May I have a ruling on a potential conflict. My husband owns a solar company," and the Chair ruled, "no conflict."

Representative Fukumoto then asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. 26% of all construction permits this past year have been for solar construction. It is the driver in our industry, especially at a time when our economy is in a very fragile state of recovery. The credit itself is being estimated to contribute more then $2 to the economy for every $1 that we've invested in. Quite frankly, today it saves countless of millions of dollars for homeowners across the State. Right now the industry is at a pretty critical turning point, where the solar tax credit which has previously been within the realm of the wealthy has become affordable to those folks in the middle class and even some in the lower class.

"The greatest areas of solar adoption, the greatest areas of growth in that industry have not been in areas like Kahala or Kailua for example, but other areas that tend to be demographically more of a middle ground. What we don't want to do is cut off the legs for this industry right now at this point where it's becoming more of a mass medium of adoption for folks who can really truly save energy and for whom it's going to count so much more.

"This bill is going to provide certainty to the industry, it's going to ramp down over time as the cost of solar continues to drop and we're going to have a study in 2017, some years out, that will gauge the metrics of everything that's come to pass, how effective it is and whether or not at that point a future legislature will continue it. It's a balance, a necessary solution to keep us on a path towards renewable energy and keep construction jobs going, reduce cost for homeowners and maintain at the end of the day a fiscally sound budget. Thank you very much."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Jordan and Hashem be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 497, HD 3. This bill would amend the tax credit for renewable energy technologies in a way designed to stimulate production and usage of clean energy. I will be supporting this bill, because the renewable energy industry is of vital importance to Hawaii's future. The expansion of renewable energy production and consumption is a necessary step in securing Hawaii's economic stability. However, I do believe that the support of the industry ought to be done in a fiscally responsible way, thus I am rising in support, but with reservations."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose in support of the measure and asked that the remarks of Representatives Kawakami and Lee be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 497, HD 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Coffman, McDermott and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 922) recommending that H.B. No. 1459, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1459, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I would like to state my opposition to H.B. 1459, HD 2, Relating to Insurance. The purpose of the bill is to more effectively manage the administration and financing of the current and potential future employee health benefit obligations of the state and county governments by creating the Hawaii Employer Union Health Benefit Trust Fund Captive Insurance Company ('CAPTIVE') as a reciprocal captive insurance company under Article 19, Chapter 431 of the Hawaii Revised Statutes ('HRS') ('Article 10').

"My concerns in opposition to this measure is that CAPTIVE is being formed without a feasibility study, and the bill provisions may be contrary to the regulatory requirements applicable to captive insurance companies. Outlined are the questionable issues to the legislative measure: 1) NO FEASIBILITY STUDY DONE; 2) THE CAPTIVE'S

ORGANIZATIONAL STRUCTURE; 3) ARTICLE 19 COMPLIANCE; 4) THE EXEMPTION FROM TAXES AND FEES; and 5) APPLICATION OF ARTICLE 15 OF THE INSURANCE CODE.

"Due to my five concerns listed above, I will be voting No. I would hope that as H.B. 1459, HD 2 progresses to the Senate, changes will be made to address these concerns.

"A VOICE OF REASON."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 1459, HD 2. This bill 'calls for the formation and implementation of a captive insurance facility to effectively manage the administration and financing of the current and potential future employee benefit obligations of the state and county governments.'

"Aaron Fujioka, Administrator from the State Procurement Office submitted testimony stating that the, 'public procurement's primary objective is to provide everyone equal opportunity to compete for government contracts, to prevent favoritism, collusion or fraud in awarding of contracts. To legislate that any one entity should be exempt from compliance with HRS chapter 103D conveys a sense of disproportionate equality in the law's application.'

"Mr. Speaker, this measure would set up a new government entity to compete in the free market with advantages written into statute. I do not believe that the role of government is to be setting up a new 'captive insurance company'; by doing so, the government is picking winners and losers in the private sector.

"Mr. Speaker, for these reasons I rise in opposition of House Bill 1459, HD 2."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, which will turn into an 'aye' vote when a feasibility study is done. When government gets into business it should do that as DCCA so indicated in their testimony. Thank you."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cachola rose to speak in support of the measure, stating:

"I strongly support this bill and I have written comments to insert in the Journal, in the interest of time. Thank you."

Representative Cachola's written remarks are as follows:

"I am speaking in strong support of H.B. 1459 HD 2, otherwise known as the HULA plan. This bill is a vehicle to effectively slow down, stabilize, and reduce Hawaii's health unfunded liabilities. It contains strategies for the State of Hawaii to save taxpayers money and find a solution for our health unfunded liabilities. I am very confident that H.B. 1459 HD 2 has the plan to solve one of Hawaii's biggest problems. Understanding the problems and strategies in solving the health unfunded liabilities are crucial. Added to my remarks are my research, findings, and proposed solution to our health unfunded liabilities. I once again, urge all the Members of this House to Support H.B. 1459 HD 2."

Representative Cachola also submitted the following:

"Understanding the Problem of Unfunded Liabilities

"Funding on health benefits as of 2011 was between $15-17 billion, with 13.8 billion for the state and the rest to the all other employers. The rest of the employers include the 4 counties, HART, and the board of water supply. About $500 million per year is needed for the next 30 years to catch up with the unfunded liability. For 2012-13 our health unfunded liabilities are estimated to roughly be $18 billion.

"Unless we do something, Hawaii's unfunded liabilities will continue to grow over $1 billion yearly. In 2001, yearly premium contributions by employees and employers for health benefits were under $218 million to current day approximation of $800 million.

"Unfunded liabilities affects Hawaii's bond rating. Pew, Barron's, and the Institute for Truth in Accounting are independent non-profit organizations who analyze current problems in the nation and offer solutions.

"The PEW report said Hawaii is the 10th worst in the nation for funding of liabilities. Examples of states worse than us are California and Illinois. Hawaii received Pew's worst rating with the organization reporting Hawaii's management of its long-term liabilities for pensions and retiree health care is "cause for serious concern."

"According to the Institute for Truth in Accounting, Hawaii came in third worst in terms of its financial obligation and for the second year in a row was named one of five "sinkhole states". "Sinkhole states" refers to the amount of money owed by each resident in Hawaii, which each resident owes an average of $32,700. Sheila Weinberg, CEO and founder of the Institute for Truth in Accounting said that "Hawaii would need to layoff all employees for 8 years and put all that money into the state healthcare system to catch up to the total debt owed."

"Barron's Report stated "The bottom-ranked states are Connecticut, Illinois, Hawaii and Kentucky." To improve Hawaii's credit rating, a 0.5% reduction on our rate will create a lot of savings to the state and any employer floating bonds. It will make Hawaii's bond floating more attractive.

"Possible Solutions

"The easiest way to solve Hawaii's unfunded liabilities would be to raise the GE Tax by about 1%. This will cover about $500 million per year in contributions to the fund for the next 30 years. This is something that the bill does not propose and would have taxpayers crying foul and would not support this in any way.

"Hawaii could also lay off employees or cut back on benefits that it has already promised to employees. Once again, this is not something H.B. 1459 H.D. 2 proposes and it is our obligation to attempt to keep the same benefits because that is what we have already agreed to. We must find creative and innovative solutions to this problem.

"The strategy of H.B. 1459 H.D. 2 is to slow down, stabilize, reduce and finally fully fund Hawaii's unfunded health benefits liabilities. Hawaii must also improve our Bond outlook and gain back the investing public's trust. Based on this strategy, H.B. 1459 H.D. 2 proposes to create a Captive Insurance Company within the EUTF, only for government employees. This new entity will be called the Employer-Union Health Benefits Trust Fund Captive Insurance Company. The Board of the EUTF will remain the same except one seat will be allotted to represent the 4 counties.

"This new captive insurance company will create two separate funds. The first, Premium Funds, will be a place holder for employer-employee health care premiums. Contributions of employees and employers equated to nearly $760 million in 2011. Currently, it is over $800 million due to yearly increases in health care premiums by the insurers.

"The second, Reserve Funds, will be composed of two parts. First is contributions to Pre-Fund of UL OPEB and Health UL Contributions. For starters, H.B. 1459 H.D. 2 proposes to put 10% of the $15 billion unfunded health benefits liability into the fund. This amount would be roughly $1.5 billion. Counties have already contributed around $300 million and the state has contributed $0. The time period for this amount to be reached would be 5 years. The amount contributed to the reserve by employers will be based on the number of employees that each employer currently has. The state has around 75% of the employers and would be obligated to contribute 75% of the $1.5 billion. The rest of the employers would have the remaining 25% to contribute. Counties and other employers, besides the state, have already made contributions in the amount of $300 million which will be credited to those employers who made the contribution. It is a mandate that contributions must be made annually.

"The second part, Captive Insurance Reserves, would be created to set up an emergency plan in case health care costs were insufficient from the premium reserve. If this were to occur this fund would cover those costs and then the individual employers would be billed for the amount that they would owe based on the percentage of employees they represent.

"All these premium and reserve funds cannot be raided or appropriated for any other purpose.

"Advantages in Creating a Captive Insurance Company

"The following advantages all came from a 2001 report by the State of Hawaii Insurance Division within the Department of Commerce and Consumer Affairs.

"Reduces operating costs. This can save anywhere from 5% to 25% on operating costs. Based on the latest premium contribution of nearly $760 million a 5% savings would equate to $37,950,000 and 25% would equate to $189,750,000.

"Direct Reinsurer Access. Typical insurers can only approach the wholesale market if they own in an insurance company. A captive is a licensed insurer that has the ability to deal directly based on wholesale price with reinsurers and provide the opportunity to:

(1) Eliminate or reduce the cost of commissions paid to reinsurance intermediaries.
(2) Secure prices that directly relate to the State's own exposures and loss record rather that those of the marketplace.
(3) Access new risk financing mechanisms.

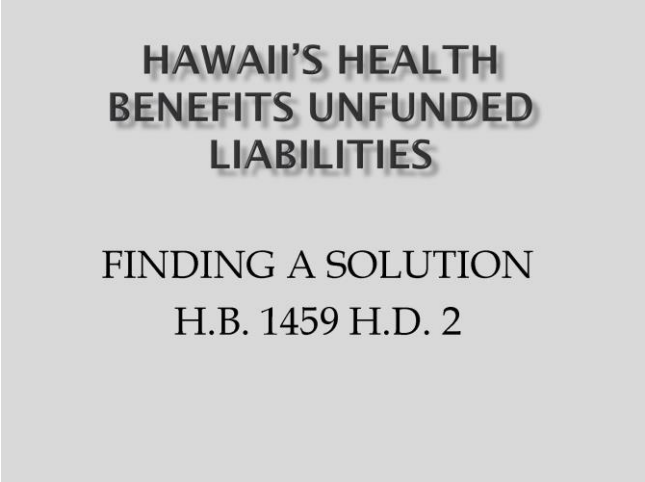
"Enhanced Risk Management and Accountability. The ability to select an optimal amount of risk that will be insured rather than one that is imposed by an insurer. It would facilitate equitable allocation of insurance and claim settlement costs among various divisions and agencies of the state, and increased visibility and enhanced appreciation of the risk management function within the State.

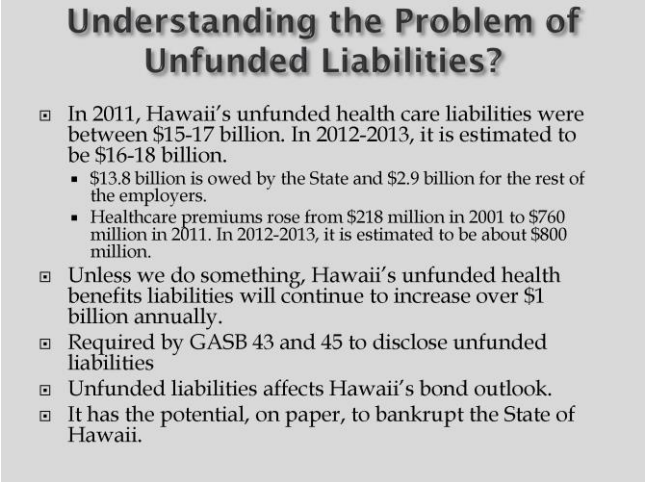
"Investment Return. Captive provides the opportunity for the state to earn investment income on loss reserves rather than allowing it to be earned by conventional insurance carriers. Underwriting profit is generated when the loss reserve set aside to pay for losses is more than is ultimately needed to settle the claim.

"These are only a few of the benefits that were listed in the 2001 report.

"In conclusion, H.B. 1459 H.D. 2 is not a perfect bill and still remains a work in progress. As we move along this bill will have the opportunity to adapt and find ways to improve. Survival and taking control of our destiny is the overriding purpose of H.B. 1459 H.D. 2. The financial viability and future of Hawaii is at stake. We need the understanding, encouragement, and support of everyone, including the public and private sector, for us to solve unfunded liabilities. We must all, therefore, work together, especially employee unions and employers, in order to solve this grave issue. This is a problem that has the potential to bankrupt, on paper, the State of Hawaii if not solved."

Representative Cachola also submitted the following:





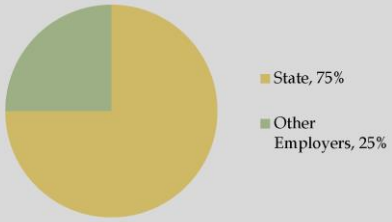
Possible Solutions

- Easiest way to solve Hawaii's unfunded health benefits liabilities would be to raise the GET by 1%.
- Hawaii could also choose to lay-off employees.
- Hawaii could try to cut back on employee benefits that it has already promised.
- All of these options however, are not proposed under H.B. 1459 H.D. 2.

Breakdown of Employees

	STATE	C&C Honolulu	Maui County	Hawaii County	Kauai County	Honolulu BWS	Hawaii BWS	TOTAL
ACTIVE	38,727	6,927	2,010	1,922	975	413	139	51,113
RETIREES	30,899	6,581	1,144	1,373	711	556	89	41,353
TOTAL	69,626	13,508	3,154	3,295	1,686	969	228	92,466

Percentage of Allocation of Employees



*Spouses and dependents not included. Total number of individuals covered under the EUTF health plan is greater than 92,466.

*HART employees are not currently included, but will be.

Possible Solutions – H.B. 1459 H.D. 2

- Slow down, stabilize, reduce, and finally, fully fund Hawaii's unfunded health benefits liabilities over time.
- Improve Hawaii's bond outlook and gain back the investing public's confidence. A 0.5% reduction in debt services creates about $10-100 million in savings to the State and any employer floating bonds.
- Based on this strategy, H.B. 1459 H.D. 2 proposes to create a captive insurance company within the EUTF that only covers government employees.

Employee and Employer Premium Contributions

	2011		
Required contributions	Active Employees	Retirees	Total
Employer			
State of Hawaii	$ 134,260,561	$ 246,355,234	$ 380,615,795
State of Hawaii - HSTA	27,246,171	12,083,955	39,330,126
City & County of Honolulu	40,285,371	62,811,760	103,097,131
County of Hawaii	11,402,215	13,795,387	25,197,602
County of Maui	11,989,191	10,868,475	22,857,666
County of Kauai, including Department of Water	5,521,342	6,814,806	12,336,148
Board of Water Supply – Honolulu	2,424,859	5,091,074	7,515,933
County of Hawaii - Department of Water	785,257	757,678	1,542,935
	233,914,967	358,578,369	592,493,336
Employee	164,654,202	1,260,594	165,914,796
	398,569,169	359,838,963	758,408,132

*In FY 2012 and FY 2013 Budgets of the Health Premium contributions rates reflect a 50-50 split in employer-employee contribution rates. This agreed upon 50-50 split, if kept, will help reduce and resolve the health unfunded liabilities.

Possible Solutions – H.B. 1459 H.D. 2

- The new captive insurance company will create two separate funds.
  1. Premium Fund
     A. Employer and Employee contributions to the EUTF members health care. In 2011, this amount equated to roughly $760 million.
  2. Reserve Funds
     A. Reserves for contribution to Pre-Fund Unfunded Liabilities/OPEB Funds - The 4 Counties have already contributed about $300 million and the State has made no contribution.
     B. Captive Insurance reserve – Reserve that is required by law when setting up a captive insurance company.
        i. No funds will be earmarked at this time but the reserve will be backed up by the full faith and credit of the State and employers.

These funds can't be raided or appropriated for any other purpose.

Advantages in Creating a Captive Insurance Company

Based on a 2001 report from the State of Hawaii Insurance Division within the Department of Commerce and Consumer Affairs.

- Reduces operating costs. Potential of a 5-25% savings.
- Direct reinsurer access.
- Enhanced risk management and accountability.
- Retention of investment income and underwriting profits.
- These are only a few of the benefits listed in the 2001 report.

Conclusion

- H.B. 1459 H.D. 2 is not a perfect bill and remains a work in progress.
- As we move along, this bill will have the opportunity to adapt and find ways to improve.
- Survival and taking control of our destiny is the overriding goal of H.B. 1459 H.D. 2. The financial viability and future of Hawaii is at stake.
- We need the understanding, encouragement, and support of everyone in the public and private sector for us to solve Hawaii's unfunded liabilities.
- We must all therefore work together, especially employee unions and employers, in order to solve this grave issue. This is a problem that has the potential to bankrupt the state of Hawaii that also affects everyone in the public and private sector if not solved.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1459, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 38 ayes to 13 noes, with Representatives Choy, Coffman, Hanohano, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Say, Tokioka, Tsuji and Yamashita voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 923) recommending that H.B. No. 357, HD 2, as amended in HD 3, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 924) recommending that H.B. No. 174, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 174, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support and would like to refer to a study from 2009, Health Risks of Genetically Modified Foods. Thank you.

"I also would like to recognize the folks who came today and are here. Hawaiian citizens for GMO labeling and the Right to Know, Hawaii SEED, Seeds of Truth, Food Democracy Now, GMO Free USA, GMO Free Oahu, GMO Free Maui, GMO Free Kauai, GMO Free Moku O Keawe, Babes Against Biotech, AiKea Local 5, Hawaii Organic Farming Association, Down to Earth, Moms On a Mission, various University of Hawaii law students, *kupuna* warrior Walter Ritte and the *ohana* from Molokai, Democratic Party of Hawaii, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, *mahalo* for being here.

"I'd also like to thank the Members. This has been a challenging issue and it's taken some time but I think it's a very important conversation and if you've had the chance to sit in any of the Committee hearings you know that it is a very important issue and a lot of people are very passionate.

"This bill, however, is not perfect. For one, the effective date is 2112. But it needs to move forward. Our job is not to run away from controversy, ignore or marginalize people's passionate concerns. That is why we need to move this forward. Our job is to make better policy for all of the people of Hawaii. This particular version represents a lot of compromise and I don't think there's anybody that's going to be happy with the final version or with this version. It's a compromise, that's usually what happens.

"But I want to emphasize that there are risks, health and safety risks, to human health and the environment, from GMO. And the state has a compelling interest in labeling. I want to be clear, this not an anti-GMO bill. It's not a ban. It's the last of 8 GMO bills to survive in this House, and as Walter Ritte said in the Finance Committee, 'it is the absolute very least and minimum that we could do.'

"It's a consumers right to know so they can make their best decisions for their own health conditions. Genetic modification is a new science, about 20 years of new technology, and the concept is, how can we grow more food? We all need food and work on GMO should continue. Many believe it saved our own papaya industry from an invasive species that could have destroyed the industry if left to run its course. That is a different issue, however, than this bill. I believe, whether you like it or not, we are going to be moving towards more labeling. We must.

"I don't want to belabor the issues because if you did sit through one of those hearings you heard hours of testimony and I think there's probably over 500-pages of testimony. And from that you would have learned there are many, many reasons to label. It's not just so we have the right to know and choose what we eat. Some people have allergies, sensitivities, or for mothers, concerns about the safety of their fetus or their children. They need to be able to make informed choices to best protect their family and their health.

"Some people are also concerned about the moral, ethical, or political implications, globalization of food supply by a handful of corporations, reduction of biodiversity, disturbing implications for vegetarians, eating GMO that may be crossed with GMO from animals. As well as the major impacts on our land and pesticide use."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Wooley continued, stating:

"Thank you. There was some opposition from some big seed companies like Monsanto who bussed in many of their employees to the Capitol last week to pressure us to vote no. Please be aware, however, that this bill does not affect those seed companies. This bill is only requiring a label on imported produce. This bill will not affect these large multi-national corporations currently selling seed products to the mainland. So, I still have questions about why they're concerned. I would like to address some of the opposition and just clarify the FDA preemption issue, in particular.

"I think that this is not a federal preemption issue and state action should not be stymied by fear of this. I have met with numerous attorneys, I met with the Deputy Attorney General who worked on this. Federal preemption occurs whenever a state law conflicts with a federal law. Under Article 6 of the US Constitution, federal law always controls in the event of a conflict. Usually preemption occurs if the state is doing less then what is required by federal law or if it imposes laws that undermine federal law.

"But there is no law requiring GMO labeling and no law forbidding GMO labeling. It's unlikely there would be any conflict that would trigger preemption if the federal government were to pass a law that could raise that issue. But, so far they have not and it doesn't look like they will in the near future.

"The opinion that the Deputy Attorney General wrote essentially identified the lack of a compelling state interest in the record. I think we've corrected that by introducing the scientific studies as he advised. I also looked at the case law on these issues. It is true that the Supreme Court, in a different circuit, not the 9th circuit, found that a consumers' curiosity about what BHT was, was not enough to show a compelling state interest. But nothing excludes the state from labeling GMO as long as there's a compelling state interest.

"There have also been challenges or concerns about the dormant commerce clause. This is easily solvable if we include our local producers. I would support that, however, I would want to make sure that if we move forward with that, we address our local farmers' concerns about the potential impact on their business, because we don't want to hurt their business. I want to make one more argument about this dormant commerce clause issue. I think we have, as Hawaii, an island state, a very compelling interest to protect our own industries, our public health and our safety, and

prevent alien species from unknowingly entering into the state and potentially devastating crops and wreaking havoc on the environment.

"I'm going to tell you a quick story that's part true and part potential future. I bought some ginger from the store, it was really good, the best. Maybe it was from China, I don't know. I was too busy, maybe too lazy to cook, so it sprouts. I throw it in my garden and then I start growing it and when it's good, I eat it and I share it with my friends. So, if my friend happens to be a farmer and he starts growing that ginger, he's going to be growing, unknowingly, GMO ginger. And the thing about that ginger is it's going to be resistant to pesticides and it can easily take over in many different areas. And then that local farmer can get sued by the major seed companies for violating their patent."

Representative Morikawa rose to yield her time, and the Chair "so ordered."

Representative Wooley continued, stating:

"So, I think when it comes to the State's compelling interest in protecting our industries, we have to label GMO. Another compelling interest for the state has to do with our dependency on imported food as well as energy. It's one thing to be about 90% dependent on those imports. It's quite another to be this dependent and have 8,000 miles of ocean between us and the closest land.

"On top of this, we have such a fragile and unique environment that we have become the endangered species capital, for the US and maybe the world. Largely, this is a product of the fact that we have allowed imports to come in without enough precautions. Think, the varroa mite for the bee, coqui frog, ants that keep coming in, fire ants, infected cockroaches, the list goes on.

"In short, I think it's important for us not to continue this policy that allows GMO to enter into Hawaii without anyone being aware. With that, Members, I thank you for your time."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some reservations. Mr. Speaker, I think the Ag Chair summed it up. There has been a lot of testimony about this and I do support the concept of labeling. But, particularly in this bill, we're just talking about, and I know it's a work in progress and I commend the committee and Members for doing what we did to move it along. But, particularly in the language it's just talking about mainland produce. The concern with that for me is, how do we know that, that produce is not genetically modified, even if it says it is. Just because it says it is, it doesn't mean it is. So, how are we going to check that? Are we going to send inspectors to the mainland to check those produce?

"I'm not one to just say no and not have another solution, so what we've been working on, some Members in this Caucus and Members of the Senate, the Senate Ag Chair and the Senate Majority Caucus Leader, we've been working with the grocery stores here in the State of Hawaii, and one in particular who's been at the meetings is Whole Foods.

"If you walk into Whole Foods you will see Whole Foods brand the non-GMO products that are labeled throughout the store and you will see labels coming out of the shelves that specifically point out which items are GMO free. If you go into the poultry section you'll see chicken, raw chicken, GMO-free raw chicken and just regular raw chicken, and definitely the GMO free chicken is more expensive. But, they give people the choice. And guess what, Mr. Speaker, government is not involved. They also work with a consortium, the non-GMO project that goes to these different places and they check to make sure that the feed that the chicken is eating is not genetically modified corn.

"So, I think that's a direction we move in. We've met with some of the local grocery stores here, in fact all of the big one, we've met with them and they're all interested in doing something like that. And if they do something like that, I think that achieves the goal in labeling what people eat.

"When we say that we talk about labeling the food and how important it is to people, but I have this can here and I know if you drink enough of this it's not good for me. So it is a matter of choice, Mr. Speaker and I just think that by giving the people the choice at the grocery store, at the point of sale, without government's involvement. We cannot even find enough inspectors to inspect our friends that come from, sorry to the Big Island Reps, the fire ants and the coqui frogs that come to Kauai. We don't have enough inspectors to do that.

"Those are the concerns I have and I know the intent is great for this, for what we're trying to do. But I think the private sector can do it better than government in this situation and I'll continue to support this bill, but I think there are other ways as well, Mr. Speaker. Thank you, for the time."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with just a few brief comments. I just wanted to note the degree of community support we have as well as prominent leaders in our community.

"In 1999, the late Congresswoman Patsy Mink signed on to a letter supporting a recommendation to the Food and Drug Administration to label genetically modified food. Mink was a cosponsor of House Resolution 3377, the Genetically Engineered Food Right to Know Act. She also cosponsored HR 713, to require the Secretary of Agriculture to complete a report regarding the safety and monitoring of GE food.

"Fast forward to March of last year when Senator Daniel Akaka signed on to a bicameral letter addressed to the Food and Drug Administration, asking the Agency to require the labeling of GE food. Three months later in June both Senator Akaka and the late Senator Inouye voted in favor of an amendment reaffirming the rights of states to pursue their own labeling of GE food laws.

"Here at the county level in December 2011, Maui, Kaui and Hawaii County all passed labeling resolutions followed by Honolulu County in May of 2012. At our most grassroots levels of civic engagement here on Oahu are the neighborhood boards. The Ewa, Kapolei, Nanakuli, Waianae, Makiki and Ala Moana neighborhood boards all passed resolutions in support of labeling of products that contain GE ingredients. For these reasons, Mr. Speaker, I rise in support of this measure and hope that it continues forward for discussion. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with some slight reservations. I do look forward to the continued discussion on this matter, through the Senate and possibly coming back to us. Thank you very much."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you very much. I rise in support with some reservations. I thank the Chair of the Agriculture Committee for making the amendment and really reducing the scope of this measure to just impact imports from out of state. I hope that it does pass muster under the different constitutional questions.

"My reservation here is a more practical one, Mr. Speaker. I think the enforcing agency will be in the Department of Agriculture. I think under chapter 150, I'm just reflecting upon the comments and testimony that were brought to the committee by Carol Okada. Many of you know that Carol Okada runs the Department of Ag Division of Plant Quarantine and she's done an admirable job despite the repeated restrictions, furloughs over the past several years in trying to beef-up the inspectors that we have at our ports, at our airports and our shipping areas. She was quite impassioned in her testimony to the committee and I think it focused upon her question of whether or not she and her small staff can do the job that's required under this measure.

"She commented upon the fact that they might not have the ability, the know-how or the expertise to be certified on whether it is GMO or not

GMO. They were concerned about the labeling program itself. She mentioned to the Members in her testimony that the plant quarantines primary mission at this point in time is to protect Hawaii citizens and environments. For alien species, foreign organisms, insects, pests and disease and both our forests, farms, natural resources, native biota and endangered species, and even human health.

"In 2009 she said they had inspected 14 million parcels coming into the state and they did that with 95 inspectors. Today they have 50. 50 inspectors. She's concerned that they can't make the timely inspections when a 40 foot container comes in off Matson or one of the shippers at the ports in Honolulu. She's concerned that there are not enough electrical conduits to keep those refrigerated containers refrigerated so that there's not spoilage of produce on the docks.

"That was a problem that we're well aware of, for those of us who were here several years ago during the great recession, and there were cut-backs, restrictions and layoffs of inspectors. We were hearing from our own grocers that produce was not getting from the ship, to the dock, to the shelves, and there was a lot of spoilage and waste of food coming in because they couldn't be inspected. So, she's concerned about that and that's a current memory that's still in her mind.

"She's also concerned about keeping track of the containers as they move through the system. She explained to me that for larger shippers like Safeway or Costco, they seldom ship one type of product or one brand or one item of food product or produce in one container. There might be different sources of that and the verification process of having one suspicious cargo or carton can stop the entire container from moving forward, off the dock, off the pier and onto our shelves. So, she's concerned about that.

"She's also concerned about the same effects for shipments coming from the mainland through air freight. She doesn't believe that the airlines will have the ability or have the willingness to install the requisite electrical upgrades to make sure that their product in those containers are refrigerated and kept so there's no spoilage. And, again, she has experienced that recently.

"She told us that they have a limited staff and they have a limited budget, but they have enormous jurisdiction of containing the issues of Dengue fever, West Nile virus, besides the invasive species that come in every year. And that's only on the import side. But, she's also concerned about the export side. What about Hawaii product coming out, what about local farmers, our local producers of livestock. When we have to ship that out they have to also certify the safety of that product going to the mainland. She cited an example in California when there were 1400 containers stopped from going to California because of our alien species, unwanted pests going to the mainland. They were actually stopped. She also cited at the hearing that they used to ship out $180 million of product to the mainland."

Representative Hashem rose to yield his time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"They started with out with $180 million of product going out of State. Now it's down to about $69 million, largely in part to the lack of certifying the lack of any pests or alien species leaving Hawaii going to the mainland. She says they're currently being taxed to prioritize and enhance our inspections with limited resources, limited manpower, limited capital, and they have a large area to cover. The current threat she reminded us of is that there is a threat of Ohia rust right now facing our forests, our water sheds, which can wipe out our Ohia forests, 80% of which is Ohia, by this Ohia rust. So where do we set our priorities, is a questions she asked us.

"I also have a personal concern, Mr. Speaker. I'm not sure if this bill contains any element of the prior drafts but I hope it doesn't. I have a family farm in Wahiawa that's been around for about 100 years and one of the few remaining local farms that locally produce eggs. I'm not sure where they get their feed from. I don't think it's grown locally, I don't think it's processed locally. I think it may come from a mainland conglomerate like most of the feed stock that comes into the State. I'm not sure if it will pass muster under this bill and can be used.

"Those are the concerns I have. But, I think the Chair of Agriculture has done an admirable job in narrowing the scope of this and trying to take into consideration all the different interests on this measure. So, I'm supporting with reservations. Thank you very much."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure with reservations, stating:

"In support and I'd like just note for the record that of all the issues that I've seen debated here in my time, this issue has polled higher in our district than any other with 9 out of 10 folks in support. With that, I'd like to thank the Chair of Agriculture for moving this along and look forward to further debate. Thank you."

Representative Cheape rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in support of this measure. As a member of the farm that the Representative from Wahiawa talked about, it does not affect our family farm, although it was a concern. But I do think that we've all received numerous emails, calls, testimony asking for the right to know and for GMO labeling. I think it's important that we continue this discussion. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. May I have the words of the Representative from Wahiawa inserted as if they were my own, in addition to these comments. Mr. Speaker, this has been a particularly frustrating issue. For every study that someone brings into my office saying that GMO is bad, someone else walks in saying GMO is good and I can't sort through the fog here. I want to know, is GMO good or is it bad? Is it good for people, is it bad for people?

"One person came in and said that this next generation that's coming up that's going to be raised since the first time GMO was introduced into our food supply is going to be the first generation that's not going to outlive their predecessors. So I wanted to go over to the Finance Committee and say, is this assessment correct? Because then this will affect EUTF, this will affect ERS, if people are going to be dying earlier. Because all of our fiscal planning is based around people are living longer and healthier than they ever have in the history of the country and that applies here to Hawaii as well.

"So, I don't understand, I'm not seeing, I'm trying to figure out. They said GMO doesn't increase Ag production, so I went to studies from the University of Wisconsin, University of Iowa, Iowa State University, and they have had significant gains in their Ag production since the introduction of GMO. If this industry is going to be on the cutting edge of future technology and has the potential for solving some of the great food supply problems that we have pretty much throughout the world, I think it would be a good thing for Hawaii to be leading that if it's going to help mitigate a lot of the suffering that goes on throughout the world in relation to hunger.

"So, I do support the measure, Mr. Speaker, but it definitely merits much more discussion and we need solid facts in regards to whether it's good or bad so that decision makers can make good decisions, Mr. Speaker."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill 174, HD 2, Relating to Food Labeling, which imposes labeling requirements and import restrictions on imported genetically engineered produce.

"Without labeling, consumers have no way to know when they are eating genetically modified foods. Many studies show that GMOs may have harmful effects on human health. In addition, the way that genetically modified foods are engineered, often encourages the use of large amounts of toxic chemical pesticides and herbicides. Consumers have a right to know if they are purchasing products that could be harmful to their health and the environment. This measure is a first step in that direction

"It would be more rational to have a comprehensive labeling law that addressed GMOs at the federal level; however, sometimes states must lead the way in pursuing proactive policies on controversial topics for the benefit of their residents. Therefore I urge the Members' support of this measure."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Thank you very much. First of all, I'd like to just thank the Chairs of Agriculture, CPC and Finance for hearing the bill, and I'd like to thank my Colleagues for having this discussion. I think this is very healthy. In my district I also have GMO farmers and corn seed and they provide a lot of jobs.

"The intent with all the constituents that I have to deal with, which I have a very controversial district which is made up of islands, my intent was really the right to know. Not to take out Monsanto, not to take out anybody, but the right to know as a consumer, what is coming into our State. That being said, I know we've heard a lot of comments here. I think what has happened here which I think is really good, is that many issues have been raised where the Department of Ag has talked about inspections, and as we heard from the Representative from Wahiawa, all the way to the benefits of GMO.

"So I see labeling, not only just the right to know, but if like we heard from the Representative from Laie, that this technology is the way to go because we're trying to produce more food, I think it's also an opportunity to educate what the benefits are if it is GMO. Everybody has an opinion and everybody has a choice and I think we can all agree that should labeling be the way of how we provide for our food sources that come in to our state, but even the foods that we produce, I think education and letting us know what it is that's in our food that we can eat so that we can better make choices that are fitting for ourselves.

"I also would like to say thank you to all the people who came out to testify and who flew from the neighbor islands. I know that cost them a lot and I know that a lot of people are passionate and I can promise you, however you vote I will not take it personal as the introducer of this bill. I just appreciate the healthy discussion. Thank you very much."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, with reservations and just really brief comments. I think given some of the changes that this bill has gone through, it's not workable right now. If it was to move through like this I think we're going to have some very serious problems, including consumer confusion. Other than that, with reservations and given that there's still a defective date in this bill I think it good to have further discussion. Thank you."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 174, HD 2. This bill would introduce labeling requirements and import restrictions on imported genetically engineered produce. While I understand the desire to ensure that consumers know what is in the products they consume, I have some concerns over workability and the feasibility of implementing the bill.

"Specifically, the Department of Agriculture raised a number of legitimate concerns when they mentioned in the Finance hearing that they do not have enough inspectors to handle the increased demand for inspections that would be brought about by labeling nor the ability to hold all the produce that they would need to inspect at port.

"While this bill does have a noble cause in improving the transparency of agricultural products, I have concerns about its implementation."

Representative Onishi rose in support of the measure with reservations and asked that the remarks of Representatives Tokioka and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would like the words of the Chair of Human Services entered into the Record as if they were my own and just some brief comments. In order to make this a well-rounded discussion, your Committee on CPC added the Part II. Because there is another issue going on, which is the popularity of non-GMO, and of course, organic produce.

"Right now there is no mechanism to verify, even though the private sector is moving ahead, whether or not what is being represented is true. So, your Committee felt it was important to include that in the conversation, especially in the conversation with Department of Ag, that the certified organic Ag program has been suspended. So, right now it's just a leap of faith as to what you're buying, saying it's organic, is actually organic.

"So, that's why I stand in support of the bill, not only for the reasons that were very eloquently remarked on by the speaker from Hana, but also for those other reasons, too. Thank you very much, Mr. Speaker."

Representative Ohno rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Carroll be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure, stating:

"In strong support and may I request that the words of my neighboring colleague from Hana be inserted as my own. It really goes without saying that GMO labeling is a subject of poignant interest in my district, being the very pervasive presence of the biotech industry within my district boundaries. It's dismaying to some, I think, but to me it's purely about labeling, at least this bill is.

"I'd also like thank the Chair of the Agriculture Committee for pointing out that there are no current federal laws that constitute preemption if this state law does pass. Perhaps some people may believe in this House that this issue is better handled in Congress, but if so, I think the Attorney General right now will soon opine a decision of whether or not this would conflict with at least the administrative rules on the federal level.

"But, whether or not there is any conflict, I think at least passing this out of this Chamber will send a strong message to Congress to move ahead or at least open discussion a little bit more earnestly."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose in support of the measure and asked that the remarks of Representatives Carroll and McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Saiki rose in support of the measure and asked that the remarks of Representatives Carroll and McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. This is an important bill because it will set a precedent. I think the precedent that we should set should be a small one. Frankly, I think we are biting off more than we can chew, pun intended. We have right now a very successful industry based on GMO – papayas. I would suggest that we look into a narrow sector of produce or vegetables and start labeling with those.

"Secondly, I think that people should look at what should be labeled and what should not be labeled. In this situation this bill calls for the labeling of GMO produce. Perhaps the opposite should apply, that there should be labeling of non-GMO produce because that carries a premium to it, a price premium to it. Perhaps, also as was suggested by the good Representative from Lihue, that private sector involvement might aid in implementing the general concept.

"As you know, the details are always difficult here and we're not implementers. I think that we should think about passing laws sometimes to represent a concept or a stance. And in this case, for me, I'd like to take a stance saying that I'd like to see labeling of GMO and non-GMO products. I'd like to be well informed as to what I purchase and especially what I eat. And with those comments I hope that this bill gets more work. Thank you."

Representative Ito rose in support of the measure and asked that the remarks of Representative Carroll be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Very briefly, I just want to echo the comments that were made from the Agriculture Chair regarding the constitutional issues and the dormant commerce clause. That is the crux of my concerns.

"Number two, I just want to thank the CPC Chair for his hard work on this bill. Thank you."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 174, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD LABELING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 6:05 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1324, HD 2
H.B. No. 497, HD 3
H.B. No. 1459, HD 2
H.B. No. 174, HD 2

THIRD READING

H.B. No. 399, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 399, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Fale, Har, Hashem, Ito and McDermott voting no.

H.B. No. 734, HD 1:

Representative Saiki moved that H.B. No. 734, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 734, HD 1. This bill 'amends public lands classifications to add taro lands for wetland cultivation as a fourth class of agricultural lands. Defines taro lands. Requires retention of supporting structures for taro fields. Adds growth and perpetuation of all traditional Hawaiian crops to agricultural planning objectives.'

"Mr. Speaker, creating a fourth class of agricultural lands to improve taro protection will not take away the threats that prevent this crop from thriving.

"House Bill 734, HD 1 states that 'this class does not make a determination of productivity and recognizes the cultural, social, economic, and food self-sufficiency value of preserving traditional taro lands for wetland cultivation.'

"By not determining productivity of the land and creating this specific class, it will prevent necessary development that could be beneficial to the production of taro.

"Mr. Speaker, for these reasons, I rise in opposition of House Bill 734, HD 1."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 734, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE

PROTECTION OF TARO LANDS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and Say voting no.

H.B. No. 563, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 563, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

H.B. No. 696, HD 1:

Representative Saiki moved that H.B. No. 696, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just brief comments. I do support the intent of this measure. I want to thank the introducer of the bill. My reservations come from the amendments that were put in. I do not believe that the Speaker of the House nor the Senate President should be making the call as to how much that amount should be. I do believe that the Department of Accounting and General Services is the more appropriate agency and for those reasons I stand with reservations. Thank you."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Say rose to speak in opposition to the measure, stating:

"Please record a no vote for me and I'll incorporate the words from the Representative from Kapolei as my own in justifying why I am voting no. It would have been nice if we went back to the original draft where the comptroller had the jurisdiction. And providing the Members of the House the opportunity of having a discussion about the per diem for the Lieutenant Governor rather than just to the Executive of the House and the Executive of the Senate making the decision without the Members of the House knowing. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, in support. When we heard this bill, the per diem bill for the Lieutenant Governor's Office, it had significant problems because the department could set whatever fees or per diem they wanted in excess of the limit of what the Federal Government allowed. And that would be in line with about $350 a day. I think before we allow any executive members or any person to have this type of per diem, we should have a little bit more control. Thank you."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker, just a brief rebuttal. Thank you to the Finance Chair for her comments, but the fact of the matter is this. The Legislative Branch still has oversight via the budget. So, if the Department of Accounting and General Services still had control over the per diem amount as well as the amount that was to be set for this particular office, or the amount needed for the Lieutenant Governor's neighbor island office, the Legislative Branch would still have the opportunity to opine. So, there is legislative oversight and that's why I still think that the amendment is unnecessary. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Say voting no.

H.B. No. 31, HD 1:

Representative Saiki moved that H.B. No. 31, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to rise in opposition to this measure. Again, basically I think it's wrong policy to use a criminal code, disorderly conduct. When somebody makes threatening gestures or one squats in the middle of the sidewalk and begs for alms and one threatens someone with physical blows and assaults someone, those are the things that are captured under the criminal code of disorderly conduct. But when a person at a bus stop falls asleep for 60 minutes, that doesn't seem very disorderly. I think it's a real big sledgehammer to deal with a homeless person or the idea that homeless people are taking over all of our bus stops.

"While I'm first to admit that there are some inconveniences caused by homeless people using our bus stops and shelters as temporary shelters from the elements, to criminalize that and make them criminal for seeking shelter, that any rational or reasonable person would do, I think is going a little bit too far. Earlier today we had a very vigorous debate upon letting the homeless it their own automobiles park in parking lots. I think we heard very impassionate speeches on both sides of the argument. And about the never ending crises that we have with the homeless population.

"But, this one here kind of strikes me as being almost punitive. I'm afraid about how it's going to be enforced. You guys read the testimony from the Public Defender's Office, you have one guy on the lookout and while he is on the lookout his six other buddies catch 59 minutes of rest, they make compliance.

"But to criminalize someone falling asleep at the bus stop, at a shelter or even nearby a shelter or bus stop, I think is going a little bit too far, a little bit too punitive for a person that doesn't have shelter and is seeking shelter from the elements. There must be a better way. I hope this thing comes back to us and there's something else there, but as it currently sits before us, I have to vote no. Thank you."

Representative Kawakami rose to speak in opposition to the measure, stating:

"Thank you, in opposition and I'd like to ask if I can incorporate the words from the Representative from Wahiawa as my own and I'd also like to add some comments. It's not just the homeless, it's oftentimes the *kupuna* or the person that's worked an eight hour shift and has stayed up all night coming in from another job, it's many different people. So, in opposition, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"In support. Just a couple of broad points. First of all, as I've mentioned before, bus stops are an important transportation hub for many of my constituents, many of whom are not particularly wealthy and the bus is how they get to work, to the grocery store and everything else.

"I just point out that at the airport a few years ago we had a problem with homeless or street people frequenting the terminal at Honolulu International, and it didn't take long for the Department of Transportation to figure out a way to get them out of there. That was a transportation hub, they didn't want them there, they were causing problems for the travelers who were coming through.

"I would submit that this is actually a very similar situation. The *kupuna* are exactly who this bill is intended to help because when an 80-year old lady comes to the bus stop and she can't sit down because there's somebody there who's been lying there all day, it's more than a minor inconvenience for her, she's not going to be able to stand up forever, especially when she knows she's going to have to get on a crowded bus.

"The other thing I would point out is what's not in the bill is almost as important as what's in it. There's nothing in here about not being on a sidewalk or sleeping on a sidewalk, which happens all the time in my district. There's nothing about sleeping in the doorway of a business, which happens every night in my district. There's nothing about sleeping in parks, and street people and homeless people sleep in the parks, on the basketball court, when people are trying to play basketball, on the *keiki* equipment when the kids and their parents are out there trying to have fun at the end of the day after school.

"I realize homeless and street people have to go somewhere and much of my political capital and my six years in the Legislature have been spent trying to increase the number of affordable housing units and making sure that Mayor Wright Homes has hot water, etc., etc. But, this bill is important to my district because people do need to use the bus stops and many people are intimidated by the people that they meet there. So, I will stop there. *Mahalo* for your time."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations and I look forward to the continued dialogue."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. I do not support the homeless to be sleeping at the bus stop, let me make that clear. However, criminalizing it is what I'm in opposition to. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 31, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Cabanilla, Carroll, Evans, Hanohano, Kawakami, McKelvey, Oshiro, Takumi and Thielen voting no.

At 6:17 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 399, HD 1
H.B. No. 734, HD 1
H.B. No. 563, HD 1
H.B. No. 696, HD 1
H.B. No. 31, HD 1

H.B. No. 129, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 129, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD WITNESS TESTIMONY," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Takumi being excused.

H.B. No. 38, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 38, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLAWFUL CHOP SHOP ACTIVITY," passed Third Reading by a vote of 50 ayes, with Representative Takumi being excused.

H.B. No. 37, HD 1:

Representative Saiki moved that H.B. No. 37, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker in opposition with brief comments. I have grave concerns that this is going to open the flood gates of litigation and will hold the state, including the city and county as the deep pockets, being the prime defendants. Let's not forget who pays those judgments, our constituents. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 37, HD 1. This measure 'authorizes injunctive relief and damages for private nuisance due to excessive noise.'

"The Hawaii Insurers Council (HIC) submitted the following testimony, 'Even without HB 37, a person alleging the existence of a private nuisance due to excessive noise may file a petition for injunction, a civil complaint for damages, or both. Because that right already exists, HB 37 is unnecessary.' The HIC also testified that, 'The definitions of the key terms 'excessive noise' and 'nuisance' in HB 37 are unclear and subjective, which would lead to more costly and protracted court proceedings.'

"The Attorney General, David M. Louie submitted testimony that noted, 'The Department of the Attorney General appreciates the intent of this bill but has concerns that the bill is vague and overly broad. Because some of the terms are not clearly defined, it may result in unintended consequences.'

"Mr. Speaker, for these reasons I rise in opposition of House Bill 37, HD 1."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I am worried about the impact that it would have regarding delaying, extending and increasing the cost of projects throughout the State. Thank you."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 37, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Third Reading by a vote of 40 ayes to 10 noes, with Representatives Coffman, Fale, Hanohano, Har, Ito, Kawakami, McDermott, Say, Thielen and Yamashita voting no, and with Representative Takumi being excused.

H.B. No. 235, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 235, HD 1, entitled: "A BILL FOR AN ACT

RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Third Reading by a vote of 50 ayes, with Representative Takumi being excused.

H.B. No. 510, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 510, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE PLEAS," passed Third Reading by a vote of 50 ayes, with Representative Takumi being excused.

At 6:19 o'clock p.m., Representative Fukumoto requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 6:20 o'clock p.m.

At 6:21 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 129, HD 1
H.B. No. 38, HD 1
H.B. No. 37, HD 1
H.B. No. 235, HD 1
H.B. No. 510, HD 1

H.B. No. 568, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 568, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Oshiro voting no.

H.B. No. 52, HD 1:

Representative Saiki moved that H.B. No. 52, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I think this bill goes a little bit too far in some issues regarding the biased-based policing. I'll insert written comments, Mr. Speaker."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 52, HD 1. This measure 'Prohibits biased-based policing by law enforcement agencies and agents. Establishes the Department of the Attorney General as the enforcing agency.'

"The Hawaii State Attorney General, David Louie testified that, 'our review of this bill finds that the prohibitions are somewhat vague as to what in fact constitutes biased based policing, which may lead to problems in enforcing the statute. Further, the bill is duplicative of other statutes that prohibit improper discrimination.'

"Mr. Speaker, this bill is an example of political correctness taken to the extreme. Since this bill is duplicative of other statutes, I feel that it is unnecessary.

"For these reasons Mr. Speaker, I rise in opposition of House Bill 52, HD 1."

The motion was put to vote by the Chair and carried, and H.B. No. 52, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Hanohano and McDermott voting no.

H.B. No. 321, HD 1:

Representative Saiki moved that H.B. No. 321, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. I'd just like to mention that I understand the intent of the bill is to encourage more voter participation which I think is a very, very important goal and something that I support as well, especially getting young people to vote. I'm just concerned about the fiscal impact that this bill will have because it requires a county clerk to designate a registration clerk for each of the polling places and already we have a difficult enough time to get volunteers to come out to staff the polling places. So I'd just like to note my reservations. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Reservations, Mr. Speaker. Just noting that I think this is a laudable thing to try to do but as written I think there are maybe some protections that are missing. I think, also repeating the comments of the Representative from Salt Lake, just noting that I think given that we have staffing issues and other problems at the polls, especially this year, I'd hate to make it worse. Thanks."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Ichiyama be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. My reservations, besides the fiscal side of this thing and imposition upon the county clerks, was that this might lead to a situation where you have a particular narrow, single-issue candidate or single-issue constituency, and they could be swayed by last minute radio, TV, billboards, signage, postcards, to turn out, register to vote on that particular day, turn out on just one single issue. I have concerns about those kinds of elections and those kinds of effects upon our elected officials. So those are my concerns.

"As far as the idea of encouraging voters, getting more voters signed up to register to participate, that's a wonderful, great idea. The more the merrier. I think Hawaii has the terrible distinction of being last in the entire country. Even going back several years when President Obama was the Democratic nominee. We were dead last.

"I think it's really embarrassing that so many of us don't take advantage of early registration, ease of voting by absentee. But this is another opportunity for them to cast their votes and I think it's a laudable one. Again, my concern is the actual effects it might have upon the electorate constituents on single-issue candidates or single-issue constituencies. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. This bill will encourage the youth to participate in the civil process. During election season some very excited young people came up to me. They said they never voted before but they wanted to participate this year. Their exact words were, 'brudda I never voted before but I like vote for you.' I regrettably had to tell them that it was too late to register.

"A fundamental problem in youth voter turnout is that people between the ages of 18 and 25 only had one or two election cycles to contemplate registering so by the time campaign issues, statements are clear and the potential voter has made up his or her mind, it's too late.

"However, policy made by today's elected officials will affect these young people just as much, if not more, than other voters throughout the course of their lifetime. This measure will begin to address that problem. Hawaii indeed has turned out with the lowest numbers out of every state in our union with below 49% according to a 2012 study from George Mason

University. This measure is expected to increase overall turnout by nearly 6% and turnout among 18 to 25 year olds by a full 9% and that's according to a study by *Demos*, a national resource and policy organization.

"So, we can make a lot of arguments of how this measure may hold us more accountable, I think that's a good thing. If there are problems in the elections, Office of Elections or county clerks, then yes, they should be ironed out and this should open discussions and maybe we need to support them more. Maybe there needs to be some changes in personnel perhaps. But to vote down a measure that will help mitigate these dismal statistics of being the worse voting turnout in the nation, I can't imagine myself voting against any measure that will help increase those numbers, especially a measure that was recommended by numerous national organizations as a way to pull us out of this rut."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. I'd like to commend the primary introducer from Kihei for brining this matter to the Floor. We have long had both silent majorities and vocal minorities. We have also had a long history in this country of voter discrimination. Right now we have economic discrimination, because certain people vote and certain people don't according to economic lines. We also have age discrimination in voting, because again by age certain people vote and certain people don't vote.

"We should be doing everything we can to encourage voting. Whether it's same day registration or any other kind of registration. Whether it's making it more convenient by mail or non-mail. I think that all of these are parts of the puzzle. There's no one thing that will solve our problem of low voter turnout but anything that we can do will be of great help. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I stand in support with reservations. I agree with the young Representative from Maui, there is a sense, a strong sense, of voter apathy within the young people. I think something just off the top of my head to deal with this problem, we can register at the age of 16.

"I know I went to a school here in Hawaii and it really wasn't taught to me the importance to vote. And if it doesn't come from your parents, then you're not going to be taught. Luckily my parents told me the importance of my civic duty but I think another option is going into the schools, letting juniors in high school, tell them the importance of voting, give them a voter registration form.

"There are many other things that can be done. I have a few problems with registering on the day to vote but I think it's a discussion that we need to continue. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, with reservations. There's two things. If we really wanted to drive voter turnout, if you look at communities that have higher levels of education, higher levels of income, the voter turnout is drastically higher than communities that are economically and educationally disadvantaged. If we wanted to turn that around we need to increase income levels and increase levels of education.

"As you go through, if you compare the wealthier communities with the poorer communities, if you compare the better educated communities to the less educated communities, obviously there's a correlation between income and education to begin with. There is a huge difference between the two.

"I've been deployed to the Middle East where voter turnout has been drastically higher in places like Iraq than they are here in the United States. But if we really wanted to turn voter turnout around here in the State of Hawaii, we need to increase incomes and we need to increase education. Those two things have proven, without a doubt, to increase voter participation. I would daresay that improving upon those two things would drastically improve voter turnout way beyond same-day registration."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. It's just because I don't think that the voter apathy is because of a lack of opportunity. There are tremendous amounts of opportunity and I support giving them another opportunity. But when you take a look at the voter turnout, who is not turning out? It's guys in my age bracket. Generation X, Generation Y. I don't know if it's laziness but it is a problem. I think the problem stems from not having civic responsibilities and duty taught in our schools.

"But nowadays you take a look at the younger generation. I think all of us have been into one of the classrooms and have participated in Kids Voting. Nowadays you have kids like my daughter Hailee who is nine years old that's the biggest political dork. That looks up to Congresswoman Gabbard more than some of the superstars that she sees on MTV.

"So I think it's part of addressing a bigger issue but I think that the next generation of voters, because civic responsibility and duty has been taught in the classroom, will have a much higher voter turnout than our generation. Thank you."

Representative Ing rose to respond, stating:

"Again, in strong support. I just wanted to say that I fully agree with the last three speakers that there are many ways to address the problem of low voting turnout, especially among the youth. Education and opportunity are factors, I agree. But the biggest factor I think of wanting to participate in elections is seeing policy affect your lives. Over time, when you're 40 or so, you have kids, you have a mortgage, you send your kids to college, you see all these effects of policy.

"When you're 18 or 20 you haven't realized that much, aside from maybe student loans. It's when it becomes real is when you want to vote. I think that's why we build the excitement, we don't really feel that sense of urgency until it's the peak of election season.

"So I do agree that it's a multifaceted issue, but in terms of policy and things that we can do right now to address this problem, 9% increased turnout, this is the only way. There's no single policy that's going to increase education levels or income. This is the goal to weigh right now. There's mail-in voting which is another option, but these are the two options that will actually specifically address that problem.

"On a side note there is something to be said about growing up in a society where Obama is all over TV and the excitement of that hope and change message versus even my generation, that's a little bit younger than me, but even my generation where I grew up with G.W. Bush, for example. That's where apathy stems from too, is the public trust in government and feeling like you're able to participate, and there's a back-and-forth. So every policy that I'm standing up for is to increase public trust and transparency and accountability. So, in terms of consistency, strong support."

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I believe I might be the only one that was going to vote no, so the Majority Floor Leader can you withdraw my no vote after listening to the young man, the Representative from Kihei, in giving a very eloquent presentation of why we need voter registration on the same day of the election.

"The only downside I will share with the Members is what we experienced five years ago during the presidential caucus. How will we anticipate the turnout on that particular day and then have a problem of having chaos in our respective precincts. It is a concern, because there is no one to blame but we elected officials here.

"I would like to challenge all of you this evening that if this measure passes, can we appropriate some funds to the Elections Commission along with our county clerks in anticipation of a 9% increase in voter turnout on the day of the election. And that would be sufficient for me in going in support with reservations at this point. But a commitment would be that next year we have an appropriation for all four county clerks and our Elections Commission. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations. First of all, I appreciate the intent of this measure as Hawaii has the lowest voter registration in the nation. However, my concerns are as follows.

"Members, I would direct your attention to the testimony of all of the county clerks from each of the counties. In particular the Office of the County Clerk, County of Maui, expressed grave concerns. They stated that the introduction of election day voter registration will require the recruitment and training of additional personnel. In the County of Maui, the Office of the County Clerk estimates they would need to hire and train approximately 40 new staff members in order to facilitate voter registration and provide control center support. This is an additional burden on the clerk's office on top of election day procedures.

"Interestingly enough, Mr. Speaker, the Attorney General testified on a separate bill, House Bill 754, that it is a violation of the Hawaii State Constitution to mandate any new program without sharing in the costs. This bill does not address any appropriation for the state to share in the cost of the program. In Section 5 of the Hawaii State Constitution it states, 'if any new program or increase in the level of service under an existing program shall be mandated to any of the political subdivisions by the legislature, it shall provide that the state share in the cost.'

"This bill does not mention any additional funding from the state and therefore could be seen as a violation of the Hawaii State Constitution.

"Second, in order to have election day voter registration, all polling places would need to be equipped with a computer connection in order to access the statewide voter registration system. Currently these computer connections do not exist.

"Third, election day voter registration would allocate additional responsibilities to the precinct official or registration clerk in that they would have to verify whether the information provided is acceptable for voter registration. According to the testimony of the Office of the County Clerk from the County of Hawaii, usually this responsibility is delegated to the county elections office. In the county elections office, employees have access to the proper tools and materials needed to determine that voters are properly registered prior to election day.

"Finally it should be noted that a cast ballot cannot be retrieved. In the case that a voter registered fraudulently without proper identification or in the wrong precinct, the ballot would not be able to be cancelled. For these reasons, Mr. Speaker, I stand with reservations."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. Not to belabor the point, but I stand in strong support, although unlike the Representative from Kihei I'm long past the 18 to 25 year old demographic group. But let me tell you why this bill is important.

"Think about, back to 1954, well I was alive then, you weren't. In 1954 if you remember that was a Democratic Revolution when the Democrats took control of the Territorial House, and in 1962 the Democrats took control of the State Senate and also the Governor's Mansion. If you look at the voting turnout in those days without any kind of absentee balloting, mail balloting, voter registration drives, same-day voter registration, we had poor people in 1954 and 1962, Mr. Speaker. The voter turnout rate and registration rate was in the mid 80's to the low 90's.

"So, clearly the reason why this bill is important, the reason why every effort we can do to encourage people to vote is twofold. One, people need something to vote for first and foremost. And secondly, I would assert that people who don't vote have an equally important reason they don't vote.

"The act of voting and not voting are both civic responsibilities and civic activities, that unless you discern why people vote and don't vote, you'll never get to the heart of this. But this is a good first step. Thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support with written comments, please. Just briefly, I wanted to commend and congratulate the Representative from Kihei. It's been a while since I first got elected, I know it. But it's refreshing to see his perspective and it just makes me wonder what would have happened if we started this 20 years ago. Thank you, Mr. Speaker."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 321.

"In 2012, Hawaii had the lowest voter turnout rate in the entire nation. This indicates that we—as elected government officials—must help Hawaii citizens exercise their fundamental right to vote.

"Higher voter registration leads to higher voter turnout rates. By allowing same-day voting registration on Election Day, HB 321 will make voting more accessible to a wider range of potential voters and will both encourage and increase public participation.

"I commend the Representative from the 11th District for introducing this progressive measure. With his finger on the pulse of the youth, he introduced the same-day voter registration bill, assuring us that this bill will increase voter registration by 10%.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 321, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Coffman voting no.

H.B. No. 619, HD 1:

Representative Saiki moved that H.B. No. 619, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Evans rose to speak in opposition to the measure, stating:

"Thank you, I rise in opposition. Thank you, Mr. Speaker. This bill will make a violation, first violation, second and other violations, a petty misdemeanor for feeding wild or feral birds. The reason that I have an issue with this is, well several, but one is I do believe Department of Health has the authority to regulate for nuisances that deal with public health matters. For example, in a certain area where there are hundreds and hundreds of pigeons and it's causing a health problem, I believe Department of Health can take care of that.

"But I think more importantly, like with barking dogs, I think that this is more of an issue that should be dealt with at the county level. I believe the councilmembers should be looking at ordinances if they see this as a problem because the reality is enforcement is always an issue here.

"I hate to belabor these stories, but I'm going to say a couple just so people of record know. You go to the 18th hole of the Waikoloa Golf Course which is a pond and there's wild ducks there and as people drive up in their carts the ducks come over and beg for food. Under this law if someone gave them any food they would be violating the law.

"Another thing is a next door neighbor has a bird feeder. Anybody in this state, after this law has passed, that has a bird feeder, could be violating the law. So if your next door neighbor doesn't like you and now they know that they can get you because you have a bird feeder, because guess what? Wild birds don't discriminate, they go to trees all around the neighborhood. So this could end up pitting neighbor against neighbor.

"I understand why it was introduced because I'm sure there are many instances where birds, when people feed them they start maybe to grow in population, they go from 5 to 10 to 20 and ultimately it can cause a problem. I understand why, maybe someone in the neighborhood brought it to our attention, but I believe that this is not the way to go about solving the problem. Thank you."

Representative Takayama rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of the measure. This bill is something of a measure of last resort for a group of residents in Pearl City who have had the misfortune of living next to neighbors who feed pigeons and they've accumulated in numbers of more than 200 and they have been forced to live in this unbearable condition for multiple years, more than 10 years in some cases.

"They've tried unsuccessfully to appeal for help from the Department of Health, they have tried legal action and they have tried voluntary meditation. All of these have failed. Having said that, it's admittedly a work in progress. I ask the support of the House in enabling this measure to go forward so that we can further work on this measure with the Senate. Thank you very much."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations. I do understand the introducer is working on some corrections to the current measure and at such time that happens, I'll change my vote. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll just stand by my potential conflict on the last reading of feeding the mynah birds. In support with reservations. I just want to really congratulate the author for the hard work he's doing on this. I humbly ask everybody to recognize it is a work in progress. My reservations are there are some unintended consequences for people like myself who like to feed the mynahs some dog food here and there.

"But I think the intent behind this is one that is extremely important, so I humbly ask those who have concerns to support the measure as it moves forward knowing that is a work in progress and that hopefully in working with the Senate we can address these unintended consequences and come back with a good bill. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I also stand by my potential conflict of interest. Potential conflict regarding my background with enjoying wild birds when we go and feed them in the mountains," and the Chair ruled, "no conflict."

Representative Fale continued to speak in support of the measure with reservations, stating:

"My initial position is to be opposed to this measure, Mr. Speaker, but I believe that the author of the measure is definitely taking into consideration the concerns that we have and I would like to support the measure with reservations."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, in support. I'd just like to thank the Judiciary Chair and also the introducer of the bill proving that this is a work in progress. That they carved out an exemption for chickens because as you may know Kauai is very fond of their wild chicken population and people like my daughter love feeding those chickens and they pose no problems as far as health or a nuisance.

"But this bill is aimed at certain people that have taken a flock of pigeons, brought them into an urban neighborhood and now that we're putting photovoltaic and we're putting solar water heaters on every house, it's causing not only significant property damage but there are heartbreaking cases where you have *kupuna* that are forced to live in their homes with all the windows closed because of the allergies, the mites and all the parasites that these birds have brought to the neighborhood. Thank you, Mr. Speaker."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I will be supporting this bill with reservations. Just like what they said, it's a bill in progress. As you know there's a lot of ways to skin a bird, rather than a cat. So, hopefully it will come up with ways for not criminalizing the action but they can demand we can come up with a policy that after we move this they can come up with more a less, clean up the mess, and whatever is the cost for that they can get reimbursement from those who are feeding the birds and be able to get back their money. So hopefully rather than criminalizing it, damages might be able to get it then. So I'll leave it up to the author of the bill to work with the Senate."

Representative Cheape rose in support of the measure and asked that the remarks of Representative Takayama be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. The difficulty is that, definitionally it's very insufficient. It doesn't really say what is a nuisance or doesn't give any quantification of how many. It simply says if you feed a feral bird, one bird. This is weak language and I think the discussion and strengthening should be to where when we have noise and what a nuisance is defined as. We can certainly zero in and do better on this particular measure. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 619, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL BIRDS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Coffman, Evans and Hanohano voting no.

H.B. No. 1202, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1202, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS," passed Third Reading by a vote of 51 ayes.

H.B. No. 493, HD 1:

Representative Saiki moved that H.B. No. 493, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, also with reservations probably for the same very reason. This bill says, no cruelty to animals by trap, particularly cats and dogs, but it doesn't have language tight enough. For example, in my district, people have to catch rats and mice and its broad enough the way that they defined

the traps that it could be if you caught a rat or a mouse in your house you would be penalized for that and I don't think that's the intention. It needs to be tightened. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 493, HD 1. This bill 'requires dogs or cats that are captured or killed in a snare or trap to be reported to a county animal control officer. Establishes the offense of cruelty to animals by trapping as a misdemeanor.'

"Mr. Speaker, my concern with this bill is that ordinary people not trained in animal control, should not be responsible to ID injured/dead cats or dogs and then report it to an officer.

"This bill requires that any person who sees a dog or a cat caught in a trap or snare must report the incident to an animal control officer. If the incident is not reported, a person could be fined $50.

"This bill is problematic. What if the dog or cat lashes out at you, when you approach it to check an ID tag? Also, people have a natural aversion to approaching injured animals; injured animals have a tendency to bite.

"Mr. Speaker, for these reasons, I rise in opposition of House Bill 493, HD 1."

Representative Har 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 Har's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 493, House Draft 1. This bill proposes to establish the offense of cruelty to animals by trapping as a misdemeanor.

"Under the current bill, it states in Section 3 that a 'person commits the offense of cruelty to animals by trapping if the person intentionally, knowingly, or recklessly uses, sets, or maintains. . .(b)a snare, conibear trap, or foot- or leg-hold trap.' Later on in the bill, it defines conibear trap as a 'contrivance consisting of metal or steel designed to kill by crushing the body or severing the spinal cord of any animal.' Additionally, foot- or leg-hold trap is defined as a 'contrivance consisting of metal or steel that is off-set, padded or laminated, and is designed to capture and hold and animal by foot and limb.'

"As such, a person using mouse traps would fall under this definition of animal cruelty and would thus have committed a misdemeanor offense. The bill is not explicit in its language and requires additional details with a rodent exemption.

"For this reason, I rise with reservations on House Bill 493, House Draft 1. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 493, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Cabanilla, Fale, Hanohano and McDermott voting no.

At 6:51 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 568, HD 1
H.B. No. 52, HD 1
H.B. No. 321, HD 1
H.B. No. 619, HD 1
H.B. No. 1202, HD 1
H.B. No. 493, HD 1

H.B. No. 951, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," passed Third Reading by a vote of 51 ayes.

H.B. No. 785, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 785, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Third Reading by a vote of 51 ayes.

Representative Tokioka rose, stating:

"Mr. Speaker, point of information. It is true that the Senate was done at 1:00?"

The Chair then stated:

"The Senate was done at 12:50 pm today. Thank you very much."

H.B. No. 1316, HD 1:

Representative Saiki moved that H.B. No. 1316, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I am a residential landlord," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of the measure, stating:

"I would like to speak in favor of the bill, Mr. Speaker. This measure will help a lot of residents or tenants that are pet lovers to be able to get more landlords to rent to them. This will increase the amount of the deposit that's being asked, therefore the landlords will feel better about renting to tenants who have pets. Thank you, Mr. Speaker."

Representative Ward rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict. I have a rental unit," and the Chair ruled, "no conflict."

Representative Ward continued to speak in support of the measure with reservations, stating:

"A brief comment why I have reservations about this. There's no need to have an additional deposit. It's already built into the rent so I don't think this bill is really necessary. Thank you." [Note: Representative Ward's vote was later recoded as a no vote.]

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict. I am a landlord," and the Chair ruled, "no conflict."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Just once again, this will have a negative impact on young, working families, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, this bill is not needed. The law of economics and the law of the market takes care of this. As I said before, if you have a home and you can rent it for $2,200. If you want to allow pets you can charge $2,400 and get that. That's $200 a month times 12, that's $2,400 in a year. So you already have a premium built in, as the Representative from Hawaii Kai said.

"Now in addition to that premium you can negotiate, in the way I read the language, maybe it's changed, an unlimited security deposit. This actually hurts the people with pets who are trying to rent. This is a well-intended idea but the market is already taking care of this, Mr. Speaker. So for those reasons I vote no."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, ruling on a potential conflict. I'm a landlord," and the Chair ruled, "no conflict."

Representative Takai continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. By reference, can I have get my speech I did on Second Reading entered in the Journal? Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, a potential conflict of interest. I own a fractional interest in real property that is being rented out. Thank you," and the Chair ruled, "no conflict."

Representative Oshiro continued to speak in support of the measure, stating:

"I stand in strong support. Thank you."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, ruling on a potential conflict. My mother is a landlord," and the Chair ruled, "no conflict."

Representative McKelvey continued to speak in support of the measure, stating:

"Just strong support. Thanks."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and may I please get the comments of the speakers from Laie and Ewa Gentry entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose to respond, stating:

"Mr. Speaker, still in opposition. Does anyone think that if I can get $2,400 because I'm going to allow pets, that well I can get a higher security deposit so I'm going to take $200 less and just charge what everyone else is charging for a home without a pet? Of course not, Mr. Speaker. I'm still going to take the premium. I'm not going to leave it on the table, that would be foolish.

"People don't rent to people with pets. By the way, I have three dogs. People don't rent to people with pets because they don't want the hassle of cleaning the urine out of the rug, replacing the doors that the dogs chew on and all the rest. Yeah, the cost of that is covered in the security deposit but it's a hassle, that's why they don't want to go through it. That's why you can charge a premium and get people to come and they will pay the premium.

"People will not leave the premium on the table. So now they're going to get the premium and the higher security deposit. It doesn't make it easier, it makes it more difficult. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I am a renter. And I'm definitely looking for a place to rent," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"Just with additional comments in opposition. Mr. Speaker, the description of what the Representative from Ewa just explained is actually the reality. My wife and I, as we look for a place to rent, there is a premium charged for places that will allow you to have a pet with you. We have just recently adopted an animal from the Humane Society and so finding a place that will rent to you without that premium is nonexistent. This will just add additional costs to young families like mine that are trying to find a place to rent.

"This actually has resulted in young families giving up their pets to the Humane Society because of an inability to pay the premiums which are charged to families with pets."

Representative Cabanilla rose to respond, stating:

"Still in support, Mr. Speaker, and I beg to differ. There are tenants out there who take care of their pets and take care of the places they rent. Not every pet owner is the same and those are the people that we look at.

"Not every landlord charges premium for tenants that have pets. I haven't done it but it will definitely make me feel better if I know I can recoup all the damages that may incur. Thank you, Mr. Speaker."

Representative Thielen rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, a ruling on a potential conflict. Thank you. I have a rental near the military base in Kailua and I rent to tenants that have pets and I don't charge a premium because I know the military has a lot of pets and are looking for places to stay," and the Chair ruled, "no conflict."

Representative Thielen continued, stating:

"The one thing I wanted to note, Mr. Speaker, is that in the lease agreement, I ask for the tenant to clean the rugs when they leave and that's never been a problem. So, anyway, either way on the bill, I'm not opposing, I'm not hugely one way or the other. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, just a couple of footnotes to point out how unnecessary this bill is. Number one, home ownership in Hawaii is about 49%, 50% at the max, on the mainland 69, maybe 70%. There's a lot of renters around, that's the point. We have the most expensive housing in the nation. The rent I think is maybe second or third in the nation. We need to give these guys a break because there's just so many renters around. To stick it to the renters is just not a fair way to go. I think this hurts our working families. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1316, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Ward voting no.

H.B. No. 138, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 138, HD 1, entitled: "A BILL FOR AN ACT

RELATING TO REAL ESTATE SELLER DISCLOSURE," passed Third Reading by a vote of 51 ayes.

H.B. No. 999, HD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 999, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 51 ayes.

At 7:01 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 951, HD 1
H.B. No. 785, HD 1
H.B. No. 1316, HD 1
H.B. No. 138, HD 1
H.B. No. 999, HD 2

H.B. No. 245, HD 1:

Representative Saiki moved that H.B. No. 245, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on conflict of interest. I am a landlord," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 245, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Third Reading by a vote of 51 ayes.

H.B. No. 457, HD 1:

Representative Saiki moved that H.B. No. 457, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. At my law firm I represent condo and community associations. Thank you," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to request a potential conflict. I sit on a homeowner association. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACT 326, SESSION LAWS OF HAWAII 2012, REPORTING REQUIREMENTS," passed Third Reading by a vote of 51 ayes.

H.B. No. 865, HD 1:

Representative Saiki moved that H.B. No. 865, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I know it's late so I'm not going to belabor the point, but I'm standing to vote no on this measure because I believe that school land should be used for school purposes.

"Mr. Speaker, I gave all of the Members a copy of the memo that was given to me by Legislative Reference Bureau about a bill that I co-introduced with the Chair of Education a few years ago. That bill was not enacted although a couple of years later the Senate liked it so much that they passed pretty much the identical bill. What it did was authorized the Department of Education to enter into financing agreements for public school facilities and established the Lease Payments for Schools Account.

"What this meant was you could do a public-private partnership similar to what the military has been doing to develop its new housing for the troops and you could do the same thing with schools, to develop the new schools on our school campuses.

"That Senate bill made it into law so the framework is already established, but the benefit of that process is it keeps school land for school purposes while improving the schools themselves. So, I oppose this present bill which could allow, even though it's very limited, very few number of schools, but it could allow development of school land for commercial purposes and I just don't believe that's the right way to go. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, if we obligate lease, sell, whatever to this land, once we do that we won't get it back, number one.

"Number two, I find it ironic and puzzling at the same time we're having a discussion about a universal preschool throughout the state which is going to require classrooms, we're also looking to sell classrooms. I wonder if the left hand is talking to the right hand. It is very puzzling. Also I would like to have the comments of the Representative from Kailua inserted as my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Thielen and McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. As previously noted, I have checked the DNA of the PLDC and it traces directly to this one. A no vote, please."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, in support with reservations. I think it's a very worthy intent and we certainly need to fund our public schools. My main concern is just about some of the workability issues that might surround potential developments in the vicinity of the school and its property. But I think the bill has merits worth considering. Thank you."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. The Committees, when they passed it out, they took out any references to Public Land Development Corporation. Any revenues generated will not go into a fund. It will not be linked to Hawaii Community Development Authority as the lead agency for redeveloping public school lands.

"But I'm sorry Members, it's late but there are so many people that stood up with reservations and opposition, I wanted to make sure we got some comments in the Journal. Basically, clearly our public school facilities, the age of them is such an important problem. Over 65 years of age. We have one school district over 260 schools. We understand now with what

employers want that we have to go into our schools, we have to bring in electricity and computers and our infrastructure and our schools, to make it a good learning environment we're going to have to upgrade our facilities and it's going to cost a lot of money.

"I think there's really good intentions behind this bill. The intentions being, how do we generate income and revenues. Because a lot of us don't want to raise the GE Tax, a lot of us don't like nickel-and diming, a lot of us don't want to support gambling. So how are we going to do this?

"Based on, what I think is a very creative idea, is to look at lands that are underutilized or not utilized that are in the inventory of public school lands, and then determine if in fact can we do some type of development that can incorporate a new school, what a new school would look like, but maybe also on the land we could do some other projects, and those projects may generate revenue. So the way the bill's written, that revenue goes into a special fund and those funds will then go into our public schools.

"I think the nice thing about the bill is that we made the Department of Education as the lead agency but we definitely realized they probably don't have commercial, retail, business plan expertise in house, so they are going to have the ability to consult with other state agencies or with the private sector to be able to develop these lands. I ask that my Colleagues move this forward and keep the discussion going.

"I know that the Senate has a different version on this. The way we wrote ours is that we would only authorize up to five projects, which would force the Department of Education to come back to the Legislature in the future and say, we have a program that really works and we want authority to do more. So, thank you very much for you time."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. I do know it's late and I'm sorry. Not to belabor the point, but let me address head on this question about this PLDC, and it was reference by the Representative from East Honolulu that you can kind of sense the DNA of PLDC in this bill. Well that's like saying you can sense the DNA of a kitty cat with a saber-toothed tiger, but I don't think anybody would confuse a cat with a saber-toothed tiger, Mr. Speaker.

"Here's the deal with this. If you don't support this, then you certainly don't support the concept of UH-West Oahu. In 2005, on this Floor we all voted unanimously, Mr. Speaker, both in the House and the Senate, to allow UH-West Oahu to develop for commercial purposes a portion of their land. As you all know, UH-West Oahu has about 500 acres, about 200 is going to be used for the school campus itself and the other 300 acres are currently zoned for various uses. In fact, Mr. Speaker, the UH-West Oahu campus is planning to apply to the City Council to allow them to use part of that land for a hotel. It can also be used for banking and other commercial uses.

"Here's the difference, the fundamental difference. I know sometimes some people will engage in inductive reasoning. Use deductive reasoning on this one, Mr. Speaker. It may have something to do with development. It may have something to do with public lands. It doesn't mean that it's PLDC.

"I'll give you a good example of how this would work. This bill only relates to the use of school lands. It can only be leased. You cannot sell it. There are no exemptions. As the Chair of Water & Land referenced, there is absolutely no relationship to the Housing Finance and Development Corporation. It requires the Board of Education to approve anything that goes forward.

"UH-West Oahu received no exemptions. It was a rigorous process, they had to apply for zoning, they had to apply for every building on that site and future buildings on that site like any other development project. I fail to see how this is PLDC. Thank you, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker, I rise in strong support and ask that the words of the good Representative from Waimea as well as the Representative from Pearl City be entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Thielen rose to respond, stating:

"Thank you second time, I know, and still in opposition, Mr. Speaker. Mr. Speaker, a couple of answers. To the Chair of Water & Land, what can we do to improve the schools. Well, the military looked at that, what could they do to improve the housing for their personnel, for their troops? And they came up with the public-private partnership which has worked amazingly well throughout the island. We could do the same thing.

"And, Mr. Speaker, if I may ask, may the memo from Legislative Reference Bureau please be entered into the Journal. Thank you.

"The other, to the Chair of Education. When you're talking about West Oahu, 500 acres, that's a huge difference. Huge difference. When you're talking about a school campus and as my colleague from Ewa Bach noted, a school campus that soon will need to have junior kindergarten, pre-kindergarten classrooms on those campuses. When you're talking about that, that's a really small footprint compared to West Oahu, so that's really apples and oranges.

"The problem is, we need school campuses for school purposes. Leave PLDC out of it. Basically what we need are school campuses for school purposes. We do know tomorrow what the need will be for the junior-K. We don't know what other additional needs there will be 10 years, 15 years, 20 years down. But we don't want to lessen that school footprint and we don't want to turn it into a commercial structure on a school campus. Thank you."

Representative Thielen submitted the following:

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LEGISLATIVE REFERENCE BUREAU
State of Hawaii
State Capitol, Room 446
415 S. Beretania Street
Honolulu, Hawaii 96813

February 15, 2013

MEMORANDUM

TO: Honorable Cynthia Thielen
Representative, 50th District

FROM: Terrence Lee TL
Research Attorney

SUBJECT: Public School Facilities Financing; Public-Private Partnerships

This memorandum responds to your request for information regarding legislation that facilitates public-private partnerships to finance public school facilities. Specifically, you wanted the Bureau to identify the following legislation introduced within the last ten years:

(1) A bill you co-introduced with Representative Roy Takumi to facilitate public-private partnerships to finance public school facilities but that failed to pass the Legislature; and

(2) A bill accomplishing the same purpose as the bill described in paragraph (1) and introduced and enacted in the year immediately following the year that the first bill was introduced.

Based on your description of the legislation, the Bureau believes that the bill you introduced with Representative Takumi was H.B. No. 800, 2005 (which you re-introduced via H.B. No. 2005, 2006), which:

(1) Established a pilot project for the financing and construction of new school facilities through public-private partnerships;

(2) Established the Public School Facility Financing Agreement Special Fund to provide funding to meet the obligations of public school facility financing

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agreements in cases where new school construction is not fully funded, and directed a portion of general excise tax revenues into the special fund; and

(3) Specified that the use of certificates of participation to finance the construction of new public schools when new school construction is not fully funded shall not be paid out of the Department of Education's operating budget.

It also appears that the bill that you recall becoming law in the year following the introduction of your bill is S.B. No., 1820, C.D. 1, 2007, enacted as Act 220, Session Laws of Hawaii 2007. Act 220:

(1) Authorized the Department of Education to enter into financing agreements for public school facilities, with the concurrence of the Director of Finance and the approval of the Attorney General as to form and legality; and

(2) Established the Lease Payments for Schools Account within the State Educational Facilities Improvement Special Fund (now codified in section 36-32(b), Hawaii Revised Statutes (HRS)), for lease payments on new schools pursuant to Department of Education financing agreements.

The bills described in this memorandum are attached for your reference.

In addition, the Bureau notes the following Hawaii statutes that are relevant to your inquiry:

(1) Section 302A-1506, HRS, authorizes the Department of Education to enter into contracts, leases, lease-purchase agreements, or other transactions to acquire public school facilities, including lands for the facilities, on terms that the department deems appropriate with the concurrence of the Director of Finance;

(2) Section 302A-1508, HRS, establishes the Education Design and Construction Project Assessment Fund to defray the costs of Department of Education construction projects and associated costs, using moneys from assessments collected from the construction projects; and

(3) Chapter 302A, Part VI, Subpart B (section 302A-1601 through section 302A-1612, HRS), establishes school impact fees for land developers to provide their proportionate share of the land and the construction cost of new or expanded school facilities needed to serve new residential developments.

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Honorable Cynthia Thielen -3- February 15, 2013

If you have any questions or require further assistance, please contact me by phone at 587-0666 or by email at tlec@capitol.hawaii.gov.

APPROVED:

Charlotte A. Carter-Yamauchi
Acting Director

Enc.

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Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with slight reservations. The first thing I want to do is just say I think this is a very creative bill. I like the idea, I think it was a good idea that was brought up last year that was maybe filled with some other things that weren't so good.

"What I like particularly about this is that there is some opportunity for the community to give input and there's an opportunity to make sure that whatever is developed on those school lands will help education. I think particularly for my district, which I don't actually think that my district will make one of these five here, but we're always looking for new ways to make our schools better and I think this is a good opportunity.

"One thing in particular, we've been looking for a performing arts center for a very, very long time. So if this even an opportunity to possibly get that moving, I'd like us to continue to consider this. My reservations are just that I have not had the opportunity to fully vet this with my community. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'm one of those Representatives who voted against PLDC and the concerns that I had relating to PLDC was that it bypassed some city and county processes. It lacked community input. The third thing was it allowed PLDC to sell public lands.

"Those components are not in this bill and I would like to really thank the Water & Land Chair, the Education Chair and the Finance Committee members and the two respective Committee members for sitting through the long hearings and coming out with this draft. It's really due to the efforts of both the Water & Land Chair and the Education Chair to strip out portions of HCDA which actually had problematic language and which would have given them far more broad discretion over what to do with school property.

"As related by both the Water & Land Chair and the Education Chair, there are a lot of underutilized school facilities and school lands that we need to maximize. There are huge backlogs in repair and maintenance that we need to do which we just don't have a handle on. This is a creative way for us to kind of move forward and take care of our schools. So, thank you."

Representative Ward rose to respond, stating:

"Second time, speaking in opposition. Mr. Speaker, queuing off of the last speaker using the term underutilized schools really hit the button of the changing demographics of many of our districts. In fact, many of our districts now and in the future will be on this closure list. The small schools where actually classrooms are probably what they should be with 1 to 10 or 15 students per teacher are going to be probably pushed a little forward when the DOE comes and says that we're looking at your school possibly for closure.

"It happened in my district, it happened in Kalihi with Puuhale. If they find a higher and better use of your school than having the kids in it, DOE's got a list of school closure conferences for every year, this bill would be a perfect fit for that.

"Now I know we've eliminated references to the PLDC. I no longer have my right hand on my microphone but my finger prints are still there and this bill still has the finger prints of the PLDC.

"Second point. The human cry of America, the human cry of Hawaii is for better education. We've got to keep the schools fixed, but the issue is student achievement. There's an inverse correlation between money in the school and school achievement.

"So if we think because if we do this we're going to suddenly get bright kids coming out of it, I think we missed the point. There's not a correlation that does that. We have to keep safe schools but parental involvement is important. Good teachers with good teacher pay that have contracts,

community involvement and then a safe and secure school is obviously important.

"But to say that this is the best way to already supplement the $2 billion budget for DOE, I think is miss-focusing on what really the issue is and why we are again 34th in the nation. It's not because we haven't rented out school land or leased the land. It's because we haven't fixed the system of which now we're playing around on the edges. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 865, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL REDEVELOPMENT," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Fale, Ing, McDermott, Thielen and Ward voting no.

H.B. No. 1130, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1130, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ito voting no.

H.B. No. 373:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 373, entitled: "A BILL FOR AN ACT RELATING TO MAMMOGRAPHY REPORTING," passed Third Reading by a vote of 51 ayes.

At 7:19 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 245, HD 1
H.B. No. 457, HD 1
H.B. No. 865, HD 1
H.B. No. 1130, HD 1
H.B. No. 373

H.B. No. 1327, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1327, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AGENCIES," passed Third Reading by a vote of 51 ayes.

H.B. No. 694, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

H.B. No. 1257, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1257, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, Kobayashi, McDermott, Thielen and Ward voting no.

H.B. No. 1287, HD 1:

Representative Saiki moved that H.B. No. 1287, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to cast a no vote on this and to please say a few comments, very much in opposition. Mr. Speaker, I was hoping that this bill would be recommitted. What it will do is allow any corner liquor store, any other operation that is selling a product where you need to be 18 or 21 to be able to buy the product and it's saying it doesn't matter how old you look they're going to be able to scan your identification, which means your driver's license.

"In talking with computer specialists, computer gurus, they said for identity theft, the thief only needs four key pieces of information. Your name, your address, social security and your birth date. When the corner liquor store scans your driver's license, and this is everyone in this room, it doesn't matter, even though most of us look older than 21, it's for everyone in this room. You go in to buy a six-pack of beer and the corner liquor store scans your driver's license, they'll get three of the four pieces that they need for identity theft. That's a jackpot, according to the computer specialist.

"They say, how good is the security at the corner liquor store? Is that information going to be able to be grabbed by someone? It's going to be sitting on their server and we know how those get hacked into. So, on the social security number how many of you have been asked, well you now have it really in shorthand, how many of you have been asked 'last four of your social?' Macy's asks it, Oceanic, you call up on something, Hawaiian Telcom, any of them. 'Last four of your social?' They don't ask for your birth date, but they've got the last four. I was told by one of my colleagues tonight, I didn't even know this, that if a person knows your year of birth and where you were born they're going to know your first three numbers without much effort. That just leaves the two center numbers.

"So identity theft will be really spurred on by this measure where the corner liquor store and any other operation can scan your driver's license and keep that personal information. I talked to Dennis Kamimura, City and County, Head of the Licensing Division, and his first comment was, 'is that still alive?' meaning the bill. And I said, unfortunately.

"He told me that, and so did one of the computer specialists, told me that Hawaii already does something that makes it incredibly easy for a clerk in a liquor store to know whether or not you're a minor. They don't need to add or subtract. Now, given that it could be difficult for some to be able to say, okay you were born on this date now how old are you? They don't even have to do that. Most of us, all of us, in this room, have drivers licenses that are, I don't know what the term is, sort of perpendicular to the floor. This is the driver's license that we have. The city and county licensing bureau for minors issue what's called a portrait license, it looks like this. So number one, that clerk knows you have a license that read this way, that's a minor or could be.

"Dennis Kamimura also said, and I have a copy of it, right on the face of the portrait style license it says that you are 18, or you're not going to be 21, and it gives a specific date. 21st and then here it is, February 12, 2013, fine you're 21 on that date. It also has it for 18 right under it. So right now on your portrait license the clerk will be able to read right on the face of the license what's the actual date that person becomes 18, what's the actual date that person becomes 21. The rest of us, all of us in this room, have licenses that read this way and the clerk will know automatically, okay that person is an adult."

Representative Fukumoto rose to yield her time, and the Chair "so ordered."

Representative Thielen continued, stating:

"So, it's such a dangerous bill. I know I'm getting rather heated about it but identity theft is ripe in this state, we know that. What this bill will do is say to any corner liquor store, scan the personal information. With the portrait driver's license we don't need to do that. We frankly don't need to do that. So I don't think the risk is worth it. And Dennis Kamimura of the City Licensing Division, I'm sure will be following this measure if it makes it over in the Senate and explaining to the Senators, why risk the identity theft? Why do this?

"And Mr. Speaker, last four of your social? You give it out a lot, you give it out a lot. So, when you go in to buy a six-pack, they'll know your full name, they'll know your birth date, they'll know your address. And then they call, get in to Macy's or Oceanic or the other systems, they'll know the last four of your social. That's no big deal, it's out there everywhere and they'll know if they find out where you are born, they

know your age, they'll know your first three, so they're home free. There's your identity theft. It's a bad bill and I would hope that we could recommit it. Thank you."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I almost regret my conversation with the Representative from Kailua earlier. Ideally the technology will be only where your date of birth will be given when you scan, if we have that capability technology wise.

"But while I was listening to the impassioned speech I went onto *Google* at *whitepages.com* and I inserted the name of the Representative from Kailua and right now we have her street address and her known associates, her telephone number. I didn't even ask but it gave us a map to her house. It has her age, which is not important, but she is a Virgo with an earth sign ruled by the planet Mercury. The only thing missing, Mr. Speaker, was a picture of a hemp leaf with a thumbs up sign. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I think this is a measure where it offers very little benefit with a big risk. I just would like to point out that not every liquor store, according to this bill, is mandated to do it. So it's optional. However if I need to buy my booze I will do everything I can to avoid that liquor store that scans my driver's license. So there is some negative impact to certain businesses, Mr. Speaker. Thank you."

Representative Morikawa rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. My support comes from, although I care about identity theft, but most markets are very concerned about getting their customers through. They invest a lot of money on these scanners and the scanner helps them catch these people who are under age. So I really think that we have to think about them. They spend a tremendous amount of money for this machine. Thank you, Mr. Speaker."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. My wife owns a business that might be affected," and the Chair ruled, "no conflict."

Representative Onishi then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"In support with reservations. While I do appreciate the concerns and I share them of the speaker from Kailua, also in deference to the speaker from Waikiki, if we're really serious about this we should look at restaurants where you give your credit card to a server, they disappear for a few minutes and come back with it. You'll find that many people have been victims of identity theft through that including our late Senator Daniel Inouye. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose in support of the measure and asked that the remarks of Representative Brower be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1287, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Cabanilla, McDermott, Ohno, Oshiro, Thielen and Ward voting no.

H.B. No. 1443, HD 1:

Representative Saiki moved that H.B. No. 1443, HD 1 pass Third Reading, seconded by Representative Awana.

At 7:30 o'clock p.m., Representative Cachola requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:05 o'clock p.m., with Speaker Souki presiding.

Representative Cachola rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cachola's written remarks are as follows:

"I am speaking in strong support of H.B. 1443 HD 1, the Hawaii Hurricane Relief Fund Bill. The intent of H.B. 1443 HD 1 is to prepare Hawaii in the event of a hurricane hitting Hawaii (God Forbid).

"In 1992 the destruction caused by Hurricane Iniki resulted in an estimated $1,600,000,000 in insured property losses to various areas of the State. The HHRF was created under Act 339 immediately after Hurricane Iniki, to ensure that Hawaii property owners would have access to property insurance.

"To address this difficult situation, in 1994, I introduced what is now Act 32 which resulted in $230 million in savings. Kauai Legislators, namely Representative Ezra Kanoho, Representative Bertha Kawakami and Senator Lehua F. Salling, who represented the hardest hit areas of Hurricane Iniki, strongly supported the HHRF policies. The HHRF set up a plan totaling $1.6 billion to pay for property damage. This $1.6 billion covered 2/3 of homes statewide. Now, it is estimated to only cover about 2000 homes statewide.

"Also, in 1996, I introduced H.B. 4142, which proposed an amendment to the State Constitution to authorize the HHRF to float revenue bonds to finance the $1.6 billion. This required 2/3 votes of the House and the Senate. The House of Representatives passed this measure with all 51 members voting 'aye'. The Senate also passed this measure with all 25 members voting 'aye'. The proposed amendment was put on the 1996 general election ballot and 234,436 or about 64% of the voters were in favor of this measure.

"I have added a copy of the results from the 1996 Legislative voting in favor of H.B. 4142 as well, the results of the Constitutional Amendment, which the people of Hawaii voted to pass. The voice of the 1996 Legislature and voters were reflected in their support in favoring the funding of the HHRF.

"Now, today, another opportunity to fund the Hawaii Hurricane Relief Fund presents itself in H.B. 1443 HD 1. By updating the amount put into the relief's funds pool, we can prevent the scrambling and calling upon of the Members of this House to solve the problem in the middle of a hurricane crisis. Let us update the HHRF while we are in session, thereby saving taxpayers their hard earned money. It is incumbent on us to fund the Hawaii Hurricane Relief Fund and take care of the needs of the property owners of our State.

"H.B. 1443 HD 1 is still a bill in progress and we will clearly demonstrate the following:

1. This bill does not intend to set up an insurance company that would compete with the private insurance market.

2. This bill will not create an unfair competitive advantage that is not available to private insurers nor create a path to make the HHRF a major player on the insurance market.

3. The HHRF is only a back-up to protect Hawaii from a situation in which insurance companies, once again, run away from insuring Hawaii's property owners in the event another hurricane occurs.

"I ask you to please vote in support of H.B. 1443 HD 1."

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I would like to state my opposition to H.B. 1443, HD 1, Relating to the Hawaii Hurricane Relief Fund.

"On page 4, Section 2, lines 13-15 of the bill, there is discussion of HHRF acting as a private entity. This particular language could jeopardize the tax exempt status of HHRF, which is based on HHRF being seen by the IRS as an integral part of the State of Hawaii.

"Section 5, page 7 of the bill reactivates the special mortgage recording fee. Members of the House please understand that the HHRF has no staff and cannot process the fee. Also note that this reactivation will impose administrative burdens on the Bureau of Conveyance.

"It is for these reasons that I oppose this measure and hope that if it passes, that corrective actions will be made to address the concerns mentioned above.

"A VOICE OF REASON."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I stand in opposition to House Bill 1443 HD 1, which authorizes the Hawaii Hurricane Relief Fund to conduct itself as a private entity to participate in the insurance market.

"Initially, this idea was worth consideration because it fulfilled the Legislature's promise to recapitalize the Hurricane Relief Fund, returning the monies taken in previous sessions. It also appeared to be a creative approach that deserved further consideration by the Legislature.

"However, a full review of the consequences of the measure revealed that the measure also reactivates the mortgage fee previously assessed on every mortgage issue. When active, the fee was 1/10th of 1 percent, which ends up significantly increasing the cost of housing, particularly when homes are running an average of $700,000 or more in my district.

"While I still support recapitalizing the Hurricane Relief Fund, we must do it without increasing costs to homebuyers. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 1443, HD 1. According to the bill description, this bill 'authorizes the Hawaii Hurricane Relief Fund to conduct itself as a private entity to participate in the insurance market. Reactivates the special mortgage recording fee. Replenishes the Hawaii Hurricane Relief Fund.'

"Lloyd Lim, the acting Director of the Hawaii Hurricane Relief Fund (HHRF) submitted the following testimony regarding problems with the language of the bill:

'In Section 2 of the bill at page 4, lines 13-15, there is discussion of HHRF acting as private entity. This language could jeopardize the tax exempt status of HHRF which is based on HHRF being seen by the IRS as an integral part of the State of Hawaii. In addition, we do not think this language is necessary to achieve HHRF's goals.'

'Section 5 of the bill at page 7 reactivates the special mortgage recording fee. We note that HHRF has no staff and cannot process the fee. Also, please note that this reactivation imposes administrative burdens on the bureau of conveyances.'

"Mr. Speaker, in addition, Alison Powers of the Hawaii Insurers Council submitted testimony in opposition to the HB 1443. Powers commented that, the 'Hawaii Insurers Council opposes this bill. This bill authorizes the Hawaii Hurricane Relief Fund (HHRF) to compete with the personal lines hurricane insurance market. This bill also provides HHRF with certain advantages not available to the private market including, funding from state appropriations, funding from the special mortgage recording fee, and politically controlled rates either through a rate reduction or maintaining them at their existing level when the HHRF has secured from the federal government, financial institutions and/or the issuance of revenue bonds in an amount to be determined by the legislators.'

"For these reasons Mr. Speaker, I rise in opposition to House Bill 1443, HD 1."

The motion was put to vote by the Chair and carried, and H.B. No. 1443, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Third Reading by a vote of 27 ayes to 24 noes, with Representatives Carroll, Cheape, Choy, Coffman, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ito, Johanson, Jordan, Kawakami, McDermott, Oshiro, Say, Takayama, Thielen, Tokioka, Tsuji, Ward and Yamashita voting no.

At 8:10 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1327, HD 1
H.B. No. 1257, HD 1
H.B. No. 1287, HD 1
H.B. No. 1443, HD 1

At 8:10 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:11 o'clock p.m.

END OF CALENDAR

UNFINISHED BUSINESS

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 908) recommending that H.B. No. 903, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 903, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Very strong reservations on this. I had wished that we could have fixed it in the last Committee. There are some concerns about the fees and Ag lands, so with that I will just express my strong reservations. I hope we can fix it. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with serious reservations. I would just like the words of the previous speaker entered in the records as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Lowen rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Strong reservations. This has an impact to cultivated agriculture and it's going to ask for additional fees and requirements for the farmers. Thank you."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 903, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Cheape, Fale, Fukumoto, Har, Johanson, McDermott, Thielen and Ward voting no.

At 8:14 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 903, HD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 917) recommending that H.B. No. 411, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 411, HD 2 pass Third Reading, seconded by Representative Awana.

At 8:15 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:17 o'clock p.m.

At this time, Representative Fale offered Floor Amendment No. 6, amending H.B. No. 411, HD 2 as follows:

"SECTION 1. House Bill No. 411, H.D. 2, section 2, is amended by deleting lines 1 to 4 on page 5.

SECTION 2. House Bill No. 411, H.D. 2, section 2, is amended by inserting the following starting on line 1 on page 5:

"(b) A religiously affiliated hospital or a hospital legally bound by a religious or ethical directive may choose not to participate in the requirements of subsection (a) and instead shall provide emergency care to a sexual assault survivor by providing medically appropriate transportation in a timely manner to another health care facility or provider of the sexual assault survivor's choice. The religiously affiliated hospital or hospital bound by a religious or ethical directive shall be responsible for the costs associated with transportation to the health care facility or provider of the survivor's choice. A hospital that is exempt under this subsection shall inform the sexual assault survivor that she will not be held responsible for the costs associated with transportation to the health care facility or provider of the survivor's choice.""

Representative Fale moved that Floor Amendment No. 6 be adopted, seconded by Representative McDermott.

Representative Fale rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support of Floor Amendment Number 6. I rise in support of this amendment because it is a genuinely fair compromise being offered to the proponents of this measure. Before I get started, I want to be clear that I support House Bill 411 as the intent of the bill is certainly commendable. No woman should ever have to be subject to the horrific crime of rape and it is clear that we need protections to be made for the most vulnerable members of our society.

"I am proposing this Floor Amendment and wish to insert this exemption or conscience clause, Mr. Speaker. For a moment I'd like to talk about the conscience part of the conscience clause. As a young soldier serving in the Middle East, one of the first cases that landed on my desk was of a soldier that belonged to my own unit who had died in theater. Shortly thereafter, two other cases followed. They were two soldiers, one 18 and one 22. Shortly thereafter came another case of a soldier who wanted to abandon his military service under the conscientious objector clause.

"In the United States military, once you feel that you can no longer be part of the military because you conscientiously object to being part of the military or participating in combat, the military allows you to leave. I flew into a rage, Mr. Speaker, because how could a soldier who had taken an oath, who had received the investment of thousands of dollars, abandon his brothers and sisters in combat."

Representative Hashem rose to a point of order, stating:

"Mr. Speaker, point of order. The bill that addresses emergency contraceptives, not the war in Iraq."

The Chair addressed Representative Fale, stating:

"Representative, if you can stick to the measure, please."

Representative Fale continued, stating:

"I'm directing my remarks directly regarding the conscience part of the amendment which I am proposing, which I believe this is very relevant to.

"Now the reason why this is important is, is I also have a neighbor, who because of their religious beliefs, would never take up arms to defend this country or anybody with the use of violence.

"Now, Mr. Speaker, the reason why we do that is because the foundation of this nation was we believe in protecting the conscience of the people who live here. And we will go to any measure because of the sacred nature of our conscience.

"Now I, after the incident, I sat down with my commanding officer and we had a long conversation about what exactly it means to be in the United States Military and what it means to protect those who have a certain belief and who possess a conscience that may be contrary to what I may believe.

"I am proposing this Floor Amendment which offers a compromise, a compromise, Mr. Speaker, by simply requiring hospitals under a religious mandate to stabilize the rape victim and to transport that victim the nearest hospital or a hospital of the victim's choice and to pay for that transportation. This compromise is not unusual or novel. In fact it occurs every day at our hospitals when a patient is brought into a hospital. It is called triage, Mr. Speaker. Often when a patient is brought into a hospital, he or she will be transported immediately to another hospital after being stabilized because the patient's injuries requires specialized medical treatment which the hospital to which the patient is transferred is able to address.

"Mr. Speaker, this Floor Amendment goes above and beyond the concept of triage by requiring the hospital under a religious mandate to pay for transportation costs to the nearest hospital or a hospital of the victim's choice, where the emergency contraceptive can be administered. This

amendment puts the onus on the hospital to pay for the transportation cost of the victim which does not usually occur with triage."

Representative Johanson rose to yield his time, and the Chair "so ordered."

Representative Fale continued, stating:

"Therefore, this represents a good faith compromise, Mr. Speaker. This good faith compromise allows us to care for the needs of the victim as well as protecting the sacred conscience, which I believe this nation was founded on protecting. For these reasons, Mr. Speaker, I stand in support of this reasonable and very fair compromise and ask my colleagues to do the same. Thank you."

Representative McDermott rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support of the amendment. Thank you. Mr. Speaker, the First Amendment states, 'Congress shall make no law respecting an establishment of religion.' We do a good job in that regard. Can't even say a prayer at a high school graduation. We're pretty diligent about that. 'Or prohibiting the free exercise thereof.' There's a comma after 'establishment of a religion' comma 'or prohibiting the free exercise thereof' another comma. It means it's an independent thought, Mr. Speaker. This is the First Amendment. It's germane to the bill, trust me.

"The wall of separation must be high and impenetrable. Mr. Speaker, we're intruding into religious oriented hospitals or hospitals that operate under religious directives. We're intruding because they offer their services not just to their own believers of their own flock, but to everyone. They're being penalized because they offer care to everyone. If they only offered it to people of their own faith we wouldn't be having this discussion. But because they open it up as a ministry, we're penalizing them. We're telling them, your beliefs don't matter.

"You're going to hear, Mr. Speaker, that there's 200 Catholic hospitals nationwide that do this. Well I looked into it. They don't do it because they want to and I don't even know if the number 200 is right, but I know hospitals in Massachusetts and Wisconsin and Connecticut were victims of their state legislatures just like we're going to be attacking religious institutions today.

"Mr. Speaker, this amendment is good because it's going to disabuse me of this notion. It's going to disabuse me of the notion that we're going after religious orientated caregivers. Why do I have that notion. The reason I have that notion was Planned Parenthood in their testimony said, in 2010 they did a survey. 26 emergency rooms, 23 of them gave emergency contraception. That means there were 3 in 2010 that didn't, 2 of them are now closed. That's one hospital in the entire state and one more that might open up.

"That's why this measure's here, because somebody who doesn't even live out there wants to make St. Francis West, which would be the new Queen's West, do this. Even though they have covenance with the nuns when they sold them the property or the agreement they entered into that they would abide by Catholic healthcare directives.

"So this underlying measure, now if we pass the amendment I'm wrong. You've disabused me of the notion. But that is why we need the amendment.

"Mr. Speaker, if you talk to an ambulance driver, as I did, you ask him, on Oahu anyway, where do you take them? Well we take them to Kapiolani or Queen's trauma center if they've been beaten up and badly abused. Mr. Speaker, this bill is not needed. Currently, based on Planned Parenthood's own testimony, there's only one place in this state that doesn't offer it. And we're going to pass a piece of legislation because we don't like the way they think. They believe in some fairy dust, some spooky stuff. Mr. Speaker, it is Catholic doctrine and I'll speak to it later. Thank you, sir."

Representative Belatti rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I rise in opposition to this Floor Amendment as impractical. Thank you, Mr. Speaker. Again, I oppose this Floor Amendment as impractical and far more traumatizing to the sexual assault victim whom this bill intends to protect as a general matter. The interactions immediately following the assault are critical. The transfer to another facility or provider could further traumatize a victim and have a number of adverse effects.

"This proposed amendment does not fully consider the consequences of transport and should be opposed. Transportation in a timely manner does not satisfy the urgency required in these circumstances and it does not guarantee that the survivor will receive the medications within the recommended time period according to best accepted practice.

"Pregnancy prevention is a time sensitive issue as emergency contraception is most effective when taken within 72 hours following an assault. In some cases a survivor may present at a hospital where there is simply no time to ensure the safe transfer of a patient to another facility to obtain emergency contraception.

"The proposed amendment provides only for transportation to another facility or provider. It does not make any provisions for the survivor to get back from that other facility or provider. In this session when we were talking about the potential privatization of our neighbor island hospitals, this becomes a very important financial aspect that we need to consider. A survivor could be taken miles from their home, across oceans, away from their communities, and have no physical or financial means to get back.

"The proposed amendment does not ensure that the patient will be taken to a facility or provider who can and will provide the emergency contraception upon arrival, hence, you could have a sex assault victim bounced from emergency room to emergency room.

"If a registered patient is transported from one hospital emergency department to another hospital emergency department, there will be financial consequences in addition to the cost of transportation. A patient cannot be registered and billed for emergency services in two emergency departments on the same day for the same presenting issue, which in this case would be the administration of emergency contraception. For these reasons, Mr. Speaker, I oppose this amendment and urge my colleagues to oppose it as well. Thank you, Mr. Speaker."

Representative Fukumoto rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In support. Currently only about one-third of the states have a law on emergency contraceptives and 13 of those states do allow health care providers to refuse to provide services. Now, 3 of those states are not particularly conservative states. Washington State provides a conscience clause that states that no individual health care provider, religiously sponsored health care carrier or health care facility may be required by law or contract in any circumstances to participate in the provision of or payment for a specific service if they object.

"Maine also states that, no private institution or physician or no agent or employee of such an institution or physician shall be prohibited from refusing to provide family planning services when such a refusal is based upon religious or conscientious objection.

"Finally, Illinois has the exact same conscience clause that we're discussing right now that requires hospitals that refuse to provide emergency contraception to transfer those patients to another facility. So I do believe that there is precedent that this can work. It allows people to refuse.

"On a more personal note, Mr. Speaker, I have actually taken people to the hospital here in Hawaii and had them be refused. And it is a very, very horrible experience, I don't think anybody's doubting that. But at the end of the day we do need to protect religious freedom and we do also need to protect our rape victims. I think this is a very good way to go about doing

it. That hospital where this person was rejected was not a religious hospital, they just simply did not have the time to treat her.

"So I think if we have the opportunity to put a measure through that will get those hospitals who do not object to make sure that they follow a good plan and take care of our victims properly, then we can afford to put in a clause like this that's going to take care of those hospitals that do have concerns and they will be responsible to make sure the patients get good, compassionate care. Thank you."

Representative Ward rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support of the amendment. I don't believe we should make Jews eat pork or make Muslims agree to same sex marriage. I think that's their freedom to be who they are. So what's wrong with letting Catholics be Catholics. That's why they put it in the Constitution, the freedom to worship, the freedom to act out your faith in action.

"Mr. Speaker, this is a reasonable compromise and those who have been here for the last 20 years know that this is déjà vu all over again. We go through this every year and both sides are so intractable, so unmoving and so uncompromising. And today is another reasonable compromise. I commend the Representative from Laie who has come up with something entirely different that over the last many, many session debates we never had this one where you basically give them triage and then you send them on to the next one. This is a reasonable compromise, Mr. Speaker.

"But this is also being fought on the national level between the Catholic Church and the Obama Administration regarding the same issue. Mr. Speaker, this is one way we can solve it at the local level. Thank you."

Representative Har rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In support of the Floor Amendment. Just briefly, I'm trying to give a different perspective here. As the Representative of the 42nd District we do have one hospital that serves our constituency on the west side and it was an absolute travesty when HMC West went defunct. So many of our constituents on the west side were really in peril given the fact that we did not now have an emergency care facility servicing people in West Oahu.

"That being said, Mr. Speaker, I have grave concerns about the current measure and that's why I am supporting the Floor Amendment, because of the ramifications that the underlying bill could have upon the opening of Queen's West. Understanding the fact that there are restrictive covenants that run with the land, and yes, there are arguments that can be made but we are talking also about First Amendment issues.

"So, we don't want to see this bill struck down. This is a good measure. But all we're asking for, for those of us from the west side, we have concerns because if in any way this law impedes the opening of Queen's West, this would again hurt the residents of West Oahu. For those reasons, Mr. Speaker, I support this amendment. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker, still in support. Mr. Speaker, this is a constitutionally protected right. In this Body we often hear about all sorts of rights, imagined rights, created rights, all sorts of rights all over the place that are never found anywhere.

"Here's one clearly articulated with two commas, which means it's an independent thought, it stands on its own, Mr. Speaker. And then someone said, well for the greater good we'll toss that aside, the greater good. God forbid that your rights would inconvenience someone else, but boy oh boy, I see a lot of imaginary rights around this place and here's a real right that's right there.

"We don't need to confuse the horrific crime of rape and abuse and molestation and everything else and trample on someone's rights. On Oahu you're talking about a 15 minute ride. I mean that's what you're talking about. As a matter of course, the ambulances don't even take them there right now. But this is targeted. This amendment will disabuse me of the notion, if we pass it, that this is targeted at the new hospital that's going to open on the west side, as I believe that's what it does.

"I will save my comments. Mr. Speaker, at the appropriate time I would like to ask for a roll call vote. Thank you."

At this time, Representative McDermott requested a roll call vote.

The Chair then Stated:

"There has been a call for a roll call. Clerk, can you check if there are enough votes for a roll call. All those in favor of the roll call, please raise your right hand. Clerk, is there a sufficient number?"

The Clerk then stated:

"Mr. Speaker, we count only 7."

The request for roll call was put to vote by the Chair and upon a show of hands, the request was denied.

Speaker Souki: "You are short, the motion dies for a roll call. So going to the main action now."

The motion that Floor Amendment No. 6, amending H.B. No. 411, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Belatti voting no.

(Main Motion)

At this time, Representative McDermott offered Floor Amendment No. 7, amending H.B. No. 411, HD 2 as follows:

"SECTION 1. House Bill No. 411, H.D. 2, section 1, is amended by deleting lines 12 to 14 in their entirety and line 15 partially, so that the last paragraph on page 1 reads as follows:

"The provision of emergency contraception to sexual assault victims is the most widely recognized and accepted standard of care for sexual assault victims. The American Medical Association and the American College of Obstetricians and Gynecologists have stated that sexual assault victims should be informed about and provided emergency contraception. However, a 2010 survey of emergency facilities in Hawaii revealed a lack of clear policy on the issue."

SECTION 2. House Bill No. 411, H.D. 2, section 2, is amended by renumbering §321-B (d) to §321-B(e) at line 10, page 5.

SECTION 3. House Bill No. 411, H.D. 2, section 2, is amended by inserting the following at line 10, page 5:

"(d) This section shall not require any individual to discuss, perform, or assist in the discussion or performance of any part of the activities required herein if such discussion or activity would be contrary to the individual's religious beliefs or moral convictions."

Representative McDermott moved that Floor Amendment No. 7 be adopted, seconded by Representative Ward.

Representative McDermott rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. As promised I did not speak most of the day and that was as a courtesy to you sir, because I knew that I'd be talking here on this one, so I saved my energy.

"Mr. Speaker, the amendment, if you go to the first page, removes lines 12 through 15, essentially. 'Emergency contraception is not an abortion pill nor does it cost any abortive process to take place.' That's an inaccurate statement, Mr. Speaker. Well, it's only inaccurate if you believe the FDA labels. Of course, the FDA could be in a conspiracy against me, I don't

know but I doubt it. 'Emergency contraception is a safe and effective means of preventing pregnancy after a sexual assault.'

"Mr. Speaker, in this bill we are unilaterally redefining the meaning of pregnancy. We are stating an absolute and definitive position of something that is not agreed to by entire society. A major problem in this debate is the manipulation of terms and we hear the manipulation of language all day long, particularly in politics. People change words to mean different things and when the term no longer has a good meaning they change it. I could give you examples but they'd be inflammatory and wouldn't build any good will, so I'm not going to do it.

"The American College of Obstetricians and Gynecologists and abortion advocacy groups, long ago endorsed a change in definitions of conception and pregnancy to confuse the issue instead of equating conception with fertilization and seeing the woman as pregnant if her body contains a living, developing embryo. They now equate conception with pregnancy and with implantation of the embryo. In short, it used to be as soon as you conceived, you were pregnant. Now that's not the deal anymore. You can conceive, but until it gets implantation you're not pregnant. As to assume that there's actually some value to the fertilized egg that's implanted, because the same people are saying, well it's okay to abort that.

"The problem here, Mr. Speaker, is if we call them pregnant. Mr. Speaker, if we call them pregnant, then you can't use this drug because the hospitals are protected by conscience clause federally. That's why Catholic hospitals don't do abortions. So to change the language so this isn't classified as an abortifacient, we say, well you're not pregnant now until you're implanted. That's new to me, Mr. Speaker. I didn't even know that until two weeks ago when I started digging here. I always thought life begins at conception. Well it does and if somebody can prove to me that life doesn't being at conception, I'll walk out right now, I'll turn in my keys. But you can't.

"But, Mr. Speaker, it's not just me who believes pregnancy begins at conception. Webster's Dictionary, and I quote, 'process of human gestation that takes place inside the female's body as the fetus develops from fertilization to birth.' You all got your computer go ahead and *Google* it, Webster's Online Dictionary, pregnancy. That's what it says."

The Chair addressed Representative McDermott, stating:

"Representative McDermott, will you please stick to the amendment. The language that you have in the bill, please."

Representative McDermott continued, stating:

"Well I am talking about the amendment. I did look away which was out of order. But pregnancy, well the language in the amendment, we are changing the way we define pregnancy, Mr. Speaker, unilaterally. It's not a commonly held term and it's only being put forward by the pro-abortion advocates. Mr. Speaker, I've heard of the immaculate conception, but I have yet to hear of the immaculate implantation."

The Chair then stated:

"Representative McDermott, the issue is making an exception. You're speaking to make an exception to the hospitals that they would want an exception from the bill from the main measure."

Representative McDermott continued, stating:

"No I'm not, Mr. Speaker. I'm speaking on the amendment which removes the language that defines pregnancy as what it's not. That's the amendment."

At 8:45 o'clock p.m., Representative McDermott requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:47 o'clock p.m.

Representative McDermott continued, stating:

"Mr. Speaker, the point of this whole exercise here, is to say that emergency contraception, I'm amending this to take this language out. That's the amendment. And I'm explaining the reason why I'm taking it out. It's not contraception because people believe that they're pregnant.

"But let's go on to religious exemption because I seem to have struck a nerve there. Mr. Speaker, why should people, now this is individuals, now we're talking about individuals, not institutions, Mr. Speaker. We're talking about individuals who request a religious exemption. I'm thinking about the new facility, the old St. Francis West, whatever you call, out there in Ewa Beach.

"I'm thinking about a first generation immigrant who is a nurse, or a nurse's aide who is working there, and she doesn't know our country very well but she is a devout Catholic. I can see her in my mind's eye, Mr. Speaker. And she doesn't want to do this but she's not told she can't and there's no religious exemption for her. So she has a choice. She could violate her faith and do this. And the reason she violates her faith, Mr. Speaker, is because the Catholic Church says life begins at conception and that's the doctrine."

Representative Johanson rose to yield his time, and the Chair "so ordered."

Representative McDermott continued, stating:

"That's the doctrine. So there's no religious exemption for the institution. We've just thrown that away. So now we're asking for a religious institution, a conscience exemption for an employee who works there, says I don't want to do this. We can't even do that, Mr. Speaker.

"We've got the United States Constitution that guarantees us free exercise of religion, we can't do that. Oh, we're told in the hearings, oh you can go to the EEOC and file a complaint. Like a first generation American, English is her second language, even knows what the EEOC is or where it's located? They're not going to do that, Mr. Speaker, they don't want to jeopardize their job. They've got to pay their bills.

"But in our arrogance, in our hubris, we know what's better for them. We're going to tell them what to do, when to do it, we're going to redefine pregnancy, we're not going to give them a conscience clause and we're going to step on their religious freedom, their liberty."

The Chair then stated:

"Representative McDermott, you need to get to the exception that you requested."

Representative McDermott continued, stating:

"Well I'm talking about the conscience clause, Mr. Speaker. That we're not giving it to them and that's in here. The bill is talking about a conscience clause. We did not give the institution, now we're giving it to the person. If you work in a facility and you don't want to do it, why must you participate in this activity when you have all sorts of rights manufactured, made up, all over the place. We debate them all the time. Here's one explicitly guaranteed in the Constitution and we will not, will not do it because political correctness is the new fascism of the day, we're being swallowed alive by it. Thank you."

Representative Har rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, just briefly in support. Mr. Speaker, for the same reasons, I have concerns, again without understanding what the underlying bill, what the impact would be to the new Queen's West Hospital and to the residents of West Oahu. I support the Floor Amendment.

"But finally, Mr. Speaker, at the beginning of session, the Majority touted bipartisanship and reaching across the aisle to work with our Minority colleagues. Here we've had Floor Amendments introduced by the Minority which represent compromise and working across the aisle. Yet it seems as if the term 'bipartisanship' may have been lip service and used for convenience sake. Here we have the opportunity to show the spirit of true bipartisanship."

The Chair addressed Representative Har, stating:

"Representative, that's not quite appropriate."

Representative Har: "Point of personal privilege, Mr. Speaker."

Speaker Souki: "That's going beyond personal, but please proceed."

Representative Har continued, stating:

"So, Mr. Speaker, in the spirit of compromise we can make a great bill even better. Accordingly, in the spirit of good faith, compromise and true bipartisanship I ask my colleagues to support the Floor Amendment. Thank you."

Representative Ichiyama rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, I understand the hour is late. I just would like to rise in opposition and I'll reserve my comments for written comments for the Journal, but I did want to note that there is opposition to the Floor Amendment. Thank you."

Representative Ichiyama's written remarks are as follows:

"Mr. Speaker, I rise in opposition to Floor Amendment #7.

"Floor Amendment #7 would insert a clause into HB 411 HD 2 that would exempt certain individuals and organizations from providing emergency contraception because of their religious beliefs. A hospital's religious objection must not precede a rape survivor's access to timely and comprehensive treatment. After experiencing one of the most traumatic events imaginable, survivors deserve access to high-quality, standard care that includes access to emergency contraception.

"Several hospitals in Hawaii currently refuse to offer information about or provide emergency contraception to sexual assault survivors. It is unconscionable that Hawaii women would be denied information and access to emergency contraception after going through the unimaginable trauma of rape. Regardless of religious affiliation, emergency rooms are ethically and morally obligated to offer the best care available. Provision of emergency contraception is the accepted standard of care for rape survivors and religious objections cannot be allowed to stand against the urgent needs of the victim. This amendment would have serious consequences by allowing hospitals to choose their own standards for treating rape survivors, resulting in inconsistent treatment.

"For these reasons I am in opposition to Floor Amendment #7 and urge my colleges to also vote no."

Representative Belatti rose to speak in opposition to the proposed Floor Amendment, stating:

"I also rise in opposition, but because the hour is late and I know that there's further debate I will also submit written comments. Thank you."

Representative Belatti's written remarks are as follows:

"I rise in opposition to Floor Amendment No. 7 to House Bill 411, House Draft 2.

"First, removal of the language in the purpose section of House Bill 411, House Draft 2 does not comport with what is known and widely accepted about emergency contraception within the medical and scientific community. As explained by Dr. Sandra Reznik, associate professor at St. John's University in New York, in her 2010 article entitled 'Plan B: How it Works,' science shows that emergency contraception is 'not an abortifacent' and that Levonorgestrel or Plan B is 'by wide agreement within the scientific community, the most effective emergency contraceptive agent available.'

"Dr. Reznik's article is attached here as further support for the statement in the purpose section that the Floor Amendment seeks to remove. Second, the religious exemption sought for individuals by the Floor Amendment is unnecessary insofar as federal constitutional provisions currently provide and require reasonable accommodations by an employer for an individual's religious beliefs."

Representative Belatti also submitted the following article:

EMERGENCY CONTRACEPTION

'PLAN B:' HOW IT WORKS

Science shows it is not an abortifacient

BY SANDRA E. REZNIK, MD, PH.D.

Emergency contraception, that is, any of a number of methods to prevent pregnancy after coitus, has become more effective and certainly easier to obtain in recent years. Levonorgestrel, also known as "Plan B," is, by wide agreement within the scientific community, the most effective emergency contraceptive agent available and, for women 18 or older, can now be obtained without a prescription. Confusion about this agent's mechanism of action has fueled debate among some non-medical people, however: Does Plan B act only as a contraceptive or also as an abortifacient?

Unfortunately, there has not been adequate emphasis on how Plan B differs from the emergency contraceptive agents that preceded it, and scientifically unsupported wording on its package insert has increased misconceptions about how Plan B works. Unlike its predecessors such as mifepristone (also known as RU486), levonorgestrel acts to prevent pregnancy before, and only before, fertilization occurs.

The purpose of this article is to review the evidence for how levonorgestrel prevents pregnancy.

We know that several events must occur for a pregnancy to begin and then to be maintained. Sperm must enter the cervix and travel up the uterine canal to the fallopian tube, which is the site of fertilization. An egg cell, or oocyte, must be released from the ovary by a process known as ovulation, and a sperm cell must unite with the oocyte by the process known as fertilization. Finally, the fertilized oocyte must develop into an early embryo, known as a blastocyst, and become implanted in the uterus. So entrance of sperm into the cervix and ovulation precede fertilization, whereas development of the blastocyst and implantation follow it.

The debate surrounding Plan B, therefore, is focused on whether this agent affects only ovulation and the entrance of sperm into the cervix, i.e. prefertilization events, or if it also affects the development of the embryo and implantation, i.e. post-fertilization events.

To begin with, levonorgestrel is an artificial progestin — a synthetic compound with a structure and function similar to the female hormone progesterone. Progestin helps to make the uterus more receptive to implantation and helps maintain pregnancies.[1] Biologically, the concept of a synthetic progestin rendering the endometrium less receptive to implantation, and thereby acting as an abortifacient, is completely illogical.

Nevertheless, changes in the endometrium after exposure to levonorgestrel were examined in animal studies. Neither the rat[2] nor the new-world monkey[3] demonstrated any endometrial changes consistent with decreased receptiveness to implantation. Similar results were found in an *in vitro* study that tested the effects of this agent on endometrial cells growing in culture medium.[4] Finally, a human tissue study showed only minimal changes of the endometrium resulting from exposure to levonorgestrel.[5]

There is abundant evidence, on the other hand, that levonorgestrel affects pre-implantation events. There are two mechanisms whereby contraceptives prevent fertilization. One is by preventing the union of sperm and oocyte through the introduction of an obstacle impeding that union. The other is by inhibiting ovulation. Several investigators have shown that Plan B in fact causes thickening of cervical mucus, thereby decreasing the number of sperm able to enter the cervico-uterine canal and ultimately able to reach the oocyte.[6]

It is virtually undisputed that levonorgestrel prevents ovulation. Ovulation is always preceded by a characteristic spike in production and release of luteinizing hormone, an anterior pituitary hormone that stimulates the ovary. Studies[7] have shown that Plan B suppresses the hypothalamus and pituitary glands and thereby wipes out the so-called luteinizing hormone surge. Without that hormonal surge, ovulation does not occur.

FERTILIZATION BY THE NUMBERS

5 DAYS
Sperm remain viable inside the female reproductive tract for at least five days.

OVULATION
The egg cell (oocyte) is released each month midway through the menstrual cycle.

Plan B is ineffective after this point.

1-2 DAYS
Once released, the oocyte survives for one to two days.

FERTILIZATION
If sexual intercourse takes place up to five days before ovulation or within two days after, both sperm and oocyte are viable and the egg cell can be fertilized.

7 DAYS
The fertilized egg cell (zygote) takes one week to transform into an early embryo (blastocyst) and become implanted in the endometrium that lines the uterus.

Before I address the issue at the center of questions some non-medical people have about Plan B, namely, whether this over-the-counter pill prevents implantation of the early embryo in addition to inhibiting ovulation, I need to mention a few biological facts about human reproduction:

- The oocyte, released each month midway through the menstrual cycle, survives for one to two days.
- Sperm, in contrast, remain viable inside the female reproductive tract for at least five days.
- So if coitus occurs more than two days after ovulation, fertilization will not occur, because the oocyte will no longer be viable.
- If sexual intercourse takes place up to five days before ovulation, fertilization can occur, because the sperm maintain their viability for that long.
- Once fertilization occurs, the fertilized egg cell, or zygote, takes one week to transform into the blastocyst and become implanted in the endometrium.

Where dispute exists, it is focused on whether, in addition to preventing ovulation and thickening cervical mucus, Plan B acts after fertilization has occurred by preventing implantation of the early embryo. There is an abundance of clinical and epidemiological data that answers the question: No.

The timing of the administration of Plan B, meaning how many days elapse between coitus and when the patient takes the pill, is absolutely critical and closely tied with the success rate of the contraceptive.

Piaggio et al.,[8] have shown that the risk of pregnancy increases as the interval between coitus and ingestion of the agent lengthens. If Plan B worked by preventing implantation, then the most effective time to administer the contraceptive would be right around the time implantation would occur. Because fertilization occurs within five days of coitus and implantation takes place seven days after fertilization, the most effective time to administer Plan B would be seven to 12 days after intercourse.

In fact, levonorgestrel is completely ineffective when it is given that late.

Furthermore, several investigators have shown that the effectiveness of Plan B drops dramatically if given more than two days after coitus.[9] This result is the exact opposite of what would be expected to happen if the agent interfered with implantation of the embryo — if that were the case, Plan B would become *more* effective as time passes after coitus and the moment of implantation approaches. In fact, the effectiveness of Plan B decreases with time after coitus, because every hour that passes before the patient takes the pill increases the probability that ovulation will have occurred. Once the oocyte is released into the fallopian tube, and once sperm have entered the tube, levonorgestrel has no effect.

When given within two days of coitus, Plan B is effective only approximately 50 percent to 80 percent of the time, meaning it prevents only 50 percent to 80 percent of pregnancies that would have occurred in the absence of any contraceptive. This finding is perfectly compatible with levonorgestrel's mechanism of action being the prevention of ovulation. If ovulation has already occurred when the agent is given, in fact if ovulation is even imminent, as is true in the 20 percent to 50 percent of cases of failed contraception, the drug will have no effect. If Plan B's mechanism of action involved a change in the endometrium, then one would expect a higher rate of success, as there would be no such critical time period.

Taken together then, there are biological, clinical and epidemiological data clearly indicating that Plan B's mechanism of action involves only prefertilization events.

To summarize, biological experiments involving both animal and human tissue show Plan B has no effect on the endometrium that would be

EMERGENCY CONTRACEPTION

Furthermore, several investigators have shown that the effectiveness of Plan B drops dramatically if given more than two days after coitus. This result is the exact opposite of what would be expected to happen if the agent interfered with implantation of the embryo.

compatible with decreased receptivity for implantation. Thickening of the cervical mucus — as this agent does — thereby impeding the entrance of sperm into the cervico-uterine canal and thus decreasing the number of sperm available for fertilization, would certainly represent a pre-fertilization mechanism of contraception.

Levonorgestrel is not always effective, which is compatible with the fact that it changes nothing if ovulation has already occurred.

The effectiveness of levonorgestrel drops rapidly during the passage of time after coitus, for the probability of missing ovulation increases by the hour. Plan B is not very effective once two days have passed since coitus, and it is not effective at all if there have been seven to 12 days since intercourse — the time frame when implantation actually occurs.

Some of the concerns about how Plan B works have been driven by the unfortunate and inaccurate description on the package insert, which includes a statement that levonorgestrel acts by preventing implantation. There are absolutely no data to support this statement, while there are plenty of data, summarized above, to support the conclusion that levonorgestrel acts only before fertilization has occurred.

There is an urgent need to correct the misconception that levonorgestrel is a post-fertilization contraceptive. Contraceptives that act after fertilization are considered abortifacients, whereas agents that affect any of the events that precede fertilization are simply contraceptives. As such, the use of levonorgestrel is unnecessarily limited due to the misconception about how it works. For an individual patient, the effectiveness of Plan B decreases with every passing hour, because the chance of missing ovulation increases as time passes — and science has demonstrated Plan B doesn't work after ovulation occurs. For thousands and thousands of victims of sexual assault, the opportunity to act before fertilization will continue to be missed until the data summarized here are carefully considered.

NOTES

1. Jonathan S. Berek, *Novak's Gynecology*, 13th ed., (Philadelphia: Lippincott Williams & Wilkins; 2002), 249.
2. Müller et al., "Postcoital Treatment with Levonorgestrel Does Not Disrupt Postfertilization Events in the Rat," *Contraception* 67, no. 5 (2003): 415-419.
3. Ortiz et al., "Post-Coital Administration of Levonorgestrel Does Not Interfere with Post-Fertilization Events in the New-World Monkey *Cebus Apella*," *Human Reproduction* 19, no. 6 (2004): 1352-56.
4. Lalitkumar et al., "Mifepristone, but Not Levonorgestrel, Inhibits Human Blastocyst Attachment to an *in vitro* Endometrial Three-Dimensional Cell Culture Model," *Human Reproduction* 22, no. 11 (2007): 3031-37.
5. Landgren et al., "The Effects of Levonorgestrel Administered in Large Doses at Different Stages of the Cycle on Ovarian Function, and Endometrial Morphology," *Contraception* 30, no. 3 (1989): 275-89.
6. Croxatto, "Emergency Contraception Pills: How Do They Work?" *IPPF Medical Bulletin* 36 (2002): Appendix 1-1, 2; K. Gemzell-Danielsson and L. Marions, "Mechanisms of Action of Mifepristone and Levonorgestrel when Used for Emergency Contraception," *Human Reproduction Update* 10, no. 4 (2004): 341-48.
7. Croxatto et al., "Pituitary-Ovarian Function Following the Standard Levonorgestrel Emergency Contraceptive Dose or a Single 0.75 mg Dose Given on the Days Preceding Ovulation," *Contraception* 70, no. 6 (2004): 442-50.
8. Piaggio et al., "Timing of Emergency Contraception with Levonorgestrel or the Yuzpe Regimen," *Lancet* 353, no. 9154 (1999): 721.
9. Natalia Novikova et al., "Effectiveness of Levonorgestrel Emergency Contraception Given Before or After Ovulation — A Pilot Study," *Contraception* 75, no. 2 (2007): 112-18; James Trussell et al., "Effectiveness of the Yuzpe Regimen of Emergency Contraception by Cycle Day of Intercourse: Implications for Mechanism of Action," *Contraception* 67, no. 3 (2003): 167-71.

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HEALTH PROGRESS

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Representative Kobayashi rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, I rise to speak against the amendment. There've been a number of terms passed around in recent discussions. Abortion, fertilization, implantation. There are several types of contraceptive medications. Some work pre-fertilization, some work post-fertilization. The newer category of contraceptive medications that we're talking about work pre-fertilization.

"So, when we talk about emergency contraception, as in this bill, we are talking about pre-fertilization medication. So, if the medication works as it should, there is no fertilization. There is no implantation. There is no pregnancy. The issue however is that this medication that works pre-fertilization has a timeline relative to when it is taken. The sooner it is taken, the better. This is the issue at hand. Emergency medical attention based on standards of care. We're talking about trying to prevent fertilization. Thank you."

Representative Ing rose in opposition to the proposed Floor Amendment and asked that the remarks of Representative Kobayashi be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McDermott rose to respond, stating:

"Mr. Speaker, second time in support of the amendment. Just in rebuttal, I notice some speakers were given a little more leeway than I was, which I find shocking. According to the FDA, 'EC pills act by delaying or inhibiting ovulation.' Okay, partially correct. 'Or altering tubal transport of sperm and/or ova.' Okay partially correct. 'Or altering the endometrium thereby inhibiting implantation.'

"That's the crossing point, Mr. Speaker. The prohibiting of implantation means the egg has already been fertilized. *FDA Notice, 62 Federal Register 861, February 25, 1997*. There it is. It's a fertilized egg. It affects the implantation. It's an abortifacient. Period, *pau*, done. Thank you."

Representative Tokioka rose, stating:

"Thank you, Mr. Speaker. Mr. Speaker, I'd like to call for the question. I know we've had a lot of discussion on this very, very important and passionate and sensitive bill, but I think with both amendments that have been out there we've had a lot of discussion. Thank you, Mr. Speaker."

At this time, Representative Tokioka called for the previous question.

The motion that Floor Amendment No. 7, amending H.B. No. 411, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Belatti, Ichiyama, Ing and Kobayashi voting no, and with Representatives Cachola, Oshiro and Yamashita being excused.

(Main Motion)

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support and I'm just going to make a couple comments. Sexual assault is all too common in our State. Nearly 1 in 5 of all women in the US will experience rape in their lifetime. 2011, there were 83,000 reported forcible rapes throughout the country. In Hawaii, 353 reported. In Oahu, in terms of reported numbers, that's over 21 rapes per 100,000 people.

"When a woman is assaulted sexually she should be able to prevent her pregnancy as a result of rape. That's what emergency contraception does. Some hospitals in Hawaii do not offer victims emergency contraception or even provide information about it, leaving these victims at risk for pregnancy resulting from rape.

"There was recently a survey as discussed in the Judiciary Committee in 2010 that was distributed to 26 emergency departments in Hawaii. Of the 15 surveys returned only 6 respondents were aware their facility had a clear policy on EC. Only 4 say they have a clear policy and always offer it to victims of sexual assault. 3 hospitals say they never dispense EC.

"Now, I know it's late and I don't want to extend my comments, but I want to share with you that I am personally opposed to abortion. I share some values with my most conservative colleagues. This bill prevents abortions. It gives rape victims humane choices. In testimony we learned that 50% of rape victims who are not offered EC go on to get an abortion.

"At this time the Vatican, representatives from the Vatican at least, the Catholic Church, many Catholic churches, they all recognize that this is not abortion. This is a way to prevent abortion and I think whether you're pro-choice or anti-choice, I think we all agree, the fewer abortions the better. Particularly for rape victims. *Mahalo*."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm in support of the bill but I just would say I have my reservations. My reservation has nothing to do with the content of the bill, which I support. The reservation comes from the distant possibility

that there may be contractual consequences of this bill. I do have a constituency of about 35,000 people that if I would have to choose whether I support it or not I would lean toward the 35,000 people. Thank you, Mr. Speaker."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in strong support of House Bill 411. Providing compassionate care in the ER is the accepted standard of care that both the AMA, the American Medical Association, and the American College of Obstetricians and Gynecologists support. They support informing sexual assault victims about EC and providing it to them if requested.

"If compassionate care is not provided in emergency rooms it could particularly impact women who are younger and who live on neighbor islands such as in my district. For women who are under the age of 17 or live in rural areas, access to emergency contraception will be limited if it is not available in the emergency room. In rural areas women may not have access to a pharmacy that's open 7 days a week or 24 hours a day. And depending on when a woman seeks care this might mean waiting a time of up to 48 hours before she could obtain emergency contraception.

"Minors under the age of 17 must have a written prescription to purchase emergency contraception. Some pharmacies participate in a program with the Department of Health's Emergency Contraception Oral Drug Therapy Program and they partner with local physicians to offer prescriptions to these young women. However, many pharmacies do not participate and on some neighbor islands there are none that do.

"On my island, Hawaii Island, 11 pharmacies participate. However, most of these are located in Kona or Hilo town, meaning that victims who live in rural areas may not have access. According to data from the Attorney General's office, the rate of sexual assault is higher on neighbor islands than on Oahu. According to the CDC, of these reported rapes, 42.2% or almost half, involve victims younger than 18. It's also important to keep in mind that the reporting rates of rape incidents are low, so it's estimated that well under half of rapes are reported, so these numbers would be even higher.

"So considering the pervasiveness of sexual assault on younger women and the higher rates of assault on neighbor islands, it's even more urgent that emergency contraception be available in the ER, providing needed access to these victims who have no other way to access it. So in closing, I support House Bill 411 as it is currently drafted because it ensures the best standard of medical care for women in all of our communities. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. The opponents of this measure are St. Francis and the Hawaii Catholic Conference. I'm not Catholic, I don't share the same beliefs that the Catholic Church does, but I do believe that they should have the opportunity to practice their religion according to the dictates of their own conscience. That's something that I believe that everybody should have.

"I believe in the measure, Mr. Speaker. I believe that if it was any member of my family I would want them to have access to this. But I would not purchase that access at the price of having somebody act against their own conscience. That is something that is absolutely fundamental.

"My religious background, Mr. Speaker, at one point here in the United States there was a state that legalized the killing of members of my faith, Mr. Speaker. I don't think anyone in their state legislature stood up and protected their right to practice the religion that they believed.

"Mr. Speaker, I don't think anybody did then, but I want to make that different, Mr. Speaker. I'm going to stand up today and speak up on behalf of the Hawaii Catholic Conference and the members of the Catholic religion who believe that this is contrary to their beliefs and their practices. I think that is something that if we decide today that conscience and allowing people to practice their religion the way they believe, we are sacrificing way more.

"For me personally, Mr. Speaker, I hope one day we can bring back the death penalty for rape and do that thing the same way we do in the United States Military where rape does carry the death penalty, with the potential of the death penalty in the United States Military. That's something that is befitting that type of horrific crime.

"But, Mr. Speaker, we must allow those who possess strong religious beliefs to continue to practice their religion according to the dictates of their conscience and I don't believe we have any right to reach in, Mr. Speaker, and force people to act contrary. That's the reason why the United States of America was founded in the first place, because people were being forced to act contrary to their religious dictates, Mr. Speaker. And with that, I remain in opposition to this measure."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll try to keep it short. I'm rising in opposition to this measure and I'm very sorry to be, this is probably one of the hardest votes that I've had to take. Unlike a lot of the people in this Body, I'm at an age where I was in college when rape was a very big deal. It happened more often than it did in the past and I did take people to the hospital to get emergency contraceptives because I wanted them to be taken care of. So I know how difficult this is and I know how hard it is to vote no on this measure.

"But what we're looking at now, as the Representative from Kapolei mentioned earlier, if we pass this measure as is, because we've now denied the conscience clause, we are now limiting access to care for all of our residents, not just rape victims. Especially for those of us that are in Central Oahu and Leeward Oahu. We now have the possibility of perhaps not getting the hospital that we desperately need.

"Unfortunately, some of the things that have been stated in the debate here today and in the past have misled people to believe that the Catholic health directives have changed in some way and that somehow they no longer apply to emergency contraceptives.

"What's been happening is people are not reading the whole Catholic directive. They are leaving out the final sentence in that they're saying that compassionate and understanding care should be given to a person who is the victim of sexual assault**.** And proponents of this measure are saying, well okay the Catholics are okay with it. But they leave out the final sentence that says, 'it is not permissible, however, to initiate or to recommend treatments that have as their purpose or direct effect the removal, destruction, or interference with the implantation of a fertilized ovum.'

"Now, the New York Times just put out a very interesting article that states and explain that the FDA and others are now considering reclassifying plan B to say that it no longer disrupts implantation and it's just something that stops fertilization. In that case I think there's a good chance we'll all be okay with it after the FDA reclassifies it, but they haven't. It also includes other drugs that don't have the same kinds of studies to show that they probably don't disrupt implantation.

"So I think if we can maybe focus this measure on, one, getting a conscience clause maybe later. I guess it didn't go well today but maybe later, and just wait and see, because until the FDA reclassifies these drugs, the Catholic hospitals still can't do it and we have a very good chance of losing our opportunity at a hospital that we desperately need, again, for every single victim of assault, which we won't get if this bill goes through. Thank you."

At 9:09 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:10 o'clock p.m.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be brief. This is my first time actually speaking on the measure. Thank you. The rub with the Catholic Church is not if it prevents implantation, that's the rub. Because the Catholic bishops are against it, the Catholic Church is against it, Hawaii Catholic Conference is against it. That is certain and they were here today to watch. So make no mistake about it.

"Don't take my word for it, take the warning label from Ella, one of the EC pills. 'It's possible that Ella may work by preventing attachment, implantation.' That's it, that's the rub, that's where they have a problem. Their doctrine, human life must be respected and protected absolutely from the moment of conception. This is Catholic Catechism. Doesn't matter what anybody on this Floor says, this is the book endorsed by John Paul II when he was still alive. That's their doctrine. That's why they're against it. And I'm done. Thank you."

Representative Cheape rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition because of the religious freedom but would like to offer just a few comments if this bill does pass. It is a personal issue with me. My father was adopted and it's something that's near and dear to my heart. So just the area in the bill that says, 'shall be trained to provide a female sexual assault victim with medically and factually accurate and unbiased written and oral information about emergency contraception.'

"I just hope that this is followed and women who are in this very traumatic experience are given both options. I'm so blessed to have my father who was adopted from Kapiolani Hospital. Just that they're given the option and also know the health risks involved with emergency contraceptives, so that's really what I ask going further with this measure. Thank you."

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I just stand in strong support and for the sake of time I'd just like to have the words of the Representative from Kona be entered as if they were my own and I will also submit written comments, but this is a good bill. Thank you."

Representative Morikawa's written remarks are as follows:

"I too believe that Hawaii's women, and the women of my island, deserve the best and accepted standard of medical care available.

"Through the extensive discussions we have had in the underlying committees and in the 17 years that this bill has been contemplated by the legislature, we have learned that Emergency Contraception is the accepted standard of medical care.

"In 2012, sixteen states and the District of Columbia have adopted legislation requiring the provision of information about and/or access to EC to sexual assault victims in emergency rooms. The Federal Government now requires all military and federal hospitals to stock EC. The Army Medical Command Regulations advise discussing and providing EC to sexual assault victims. EC is the broadly accepted standard of care across the nation that the women on my island deserve.

"As noted by the representative from Kona, women living on neighbor islands and in rural areas do not have access to a pharmacy that is open 7 days a week or 24 hours a day where EC can be acquired over-the-counter for women who are over the age of 17. Depending on when a woman seeks care, this might mean a waiting time of up to 48 hours before she can obtain EC, after which EC becomes less effective.

"On Kauai, only 2 pharmacies participate in the Department of Health's Emergency contraception Oral Drug Therapy Program that would allow women younger than 17 to have access to EC and as described by the representative from Kona. These 2 pharmacies are located in Kapaa and Lihue, leaving young assault victims in the communities like Hanalei, Kalaheo or Koloa without access to the best medical care available.

"Because HB 411 establishes the accepted standard of medical care as the general policy of the state that will reach women survivors on all our Islands, I stand in strong support of this bill."

Representative Belatti rose to speak in support of the measure, stating:

"I stand in strong support of House Bill 411, House Draft 2. I will try to be very brief, Mr. Speaker. Others have spoken eloquently about how emergency contraception is the best and accepted standard of medical care. How the bill is drafted protects the health, safety and welfare of sexual assault victims, so I will not belabor these points.

"However, I'd like to focus my remarks on the religious and ethical concerns raised by this measure and by many colleagues here. There are two principles of lawmaking that I try to follow. I believe it is incumbent upon us as leaders to look beyond our borders, to ask ourselves what is the best practice in laws that we can act for the people that we represent.

"With the subject matter involving medicine and healthcare we should also be compelled to ask ourselves, what is the accepted standard of care and science underlying our policies. As one advocate at the Judiciary Committee hearing stated, we should be persuaded and informed by rigorous peer reviewed, tested science, not simply fringe science. I took these two principles and I ask for your indulgence to listen to these comments.

"I took these principles and looked at it through the lens of being a Catholic legislator. It is in fact very daunting when the opposition lined up against this bill is largely from the Catholic leadership of this State. But I am comforted to find that by applying these two principles and looking beyond our borders, what I have found is that the Catholic leadership beyond our state stands very strongly for this type of measure in front of us now.

"And please don't just take my word for it, Mr. Speaker. Look at the experience of Mercy Medical Center, a Catholic hospital founded by the Sisters of Mercy in New York with active and ongoing participation of the Sisters in leadership roles at the Mercy Medical Center. According to the Mercy Medical Center they offer emergency contraception to victims because it is, 'highly effective in preventing a woman from becoming pregnant from the violent crime of rape.'

"Don't take just my word for it. Look at the work of Dr. Sandra Reznik of St. John's University, one of America's leading Catholic Universities. She states, 'science shows it is not an abortifacient,' and she addresses head on the issue of the FDA labels.

"Don't take my word for it. Look at Ron Hamel, Senior Director of Ethics at the Catholic Health Association, an organization of more than 600 hospitals, 1,400 long term care and other health facilities in all 50 states who states, 'given what is currently known about Plan B from scientific research, Catholic hospitals can respond with sensitivity, compassion and assistance to women who have been raped and are in need of care, while being confident that they are also remaining true to Catholicism's fundamental commitment to respect for human life.'

"Don't take my word for it, look to the New York bishops who in 2002 dropped their opposition to a bill very similar to ours because of the change in the bill's wording that allowed hospitals to administer a pregnancy test before providing the medicine. We have this provision in the bill before us, Mr. Speaker.

"Don't just take my word for it. Take the word of German bishops who just recently announced, and let me say this, German Cardinal Joachim Meisner who announced on behalf of German bishops that the 435 Catholic hospitals in Germany can provide emergency contraceptives to rape victims. They stated, 'an emergency contraceptive that acted to prevent fertilization is 'permissible' in the treatment of a rape victim.' The

same cardinal spoke with and consulted with representatives from the Vatican.

"A few days after his statement was released the Archdiocese statement also cited an action by the Congregation for the Doctrine of the Faith that allowed religious women who minister in areas of the world where they are in danger of being raped, to take contraceptives.

"Mr. Speaker, I believe that this is a bill that is it's time to be passed. What I would want to refocus our attentions on is that this bill is not about the hospitals, it's not about the religious freedoms, it's about the assault victim who is emotionally traumatized and just seeks the best medical care possible.

"A 2005 study found that survivors who experienced negative reactions when first disclosing their sexual assault are more likely to experience post traumatic stress disorder and less likely to make subsequent disclosures. Survivors who are required to make multiple disclosures regardless of negative reactions suffered from acute PTSD symptoms.

"Mr. Speaker, I stand with the 78% of American Catholic women who prefer that their hospitals offer EC for rape victims. And for those reasons, Mr. Speaker, I stand in strong support of House Bill 411. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, very briefly. Promoting the health, safety and welfare of sexual assault victims is a legitimate government interest well served in this respect. The bill's requirements are applied generally to protect sexual assault victims. But religious freedoms in this respect are protected without the need for explicit broad religious or secular exemptions in the bill.

"As policymakers we cannot include broad exemptions without infringing on the basic rights of sexual assault victims by subjecting them to a system of healthcare ruled not by best medical practices but by individual beliefs other than their own.

"Federal law already allows those with conflicts of conscience to delegate their own duties to another as required of all employers preserving the individual religious liberty and freedom of choice.

"This moreover doesn't appear to be any one religious issue. It doesn't appear to be a Catholic issue, per say. The Catholic Health Association has made clear that Plan B contraceptives 'do not cause abortions.' A position supported, as the Representative from Makiki stated, by bishops in other states as well as Catholic cardinals from other countries.

"Here in the United States where this is our jurisdiction I think it's important to point out that a 2010 poll just a couple of years ago shows that 78% of self-identified Catholics nationwide support access to emergency contraception in cases of rape and 57% support its availability more broadly. With that, I'd just like to stand in support."

Representative Woodson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just very quickly, just something to think about. We cannot say on one side that an institution or an entity has a right but an individual or victim does not. Just something to think about.

"Secondly, in regards to the biology, once a sperm touches an egg it does not necessarily result in a pregnancy directly. So there could be either a partial fertilization or the egg could in fact touch the sperm which doesn't always 100% or even 50% result in fertilization or pregnancy, just in terms of understanding the biology behind it, what actually happens in the timing. Thank you."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'm supporting this bill with reservations. My support on this bill lies on the fact that this applies only when it comes to sexual attack or rape. My reservation lies on the fact that it's not tight enough. We want to make sure that if it is rape it's got to be properly documented that there is sexual assault. And then before giving the emergency contraception they must also do it in writing rather than orally. Because anybody can say I'm raped, I'm sexually assaulted, but it's got to be documented and reported that that's the case.

"Now, when it comes to the treatment, by giving them the emergency contraception it's stated here that they can do it in writing and orally. Information, etc. has got to be in writing to make sure it's tight. So hopefully as the bill goes through the other side it could be massaged to make sure it's really tight, that it applies only to sexually assaulted cases and has to be supported and documented. As well as when it comes to the emergency contraception, that the information should also be in writing rather than orally. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose to speak in support of the measure, stating:

"I rise in support, Mr. Speaker. I would just like to respond to the comments of the Representative from Kalihi. Rape is one of the most underreported crimes because of the stigma that's associated. I would have very strong objections to any amendment to the bill that would require a victim to disclose in writing a report of a rape in order to receive emergency contraceptives because of the social stigma that's attached to it.

"I think it's very unfortunate that I personally know over three people who are victims of sexual assault, but for fear of retaliation, for fear of the stigma, have not come forward to report it. Anything that would discourage them from receiving adequate treatment I think is a serious, serious concern. With your permission I'd also like to insert further written comments in strong support. Thank you, Mr. Speaker."

Representative Ichiyama's written remarks are as follows:

"Thank you Mr. Speaker, I rise in strong support.

"Sexual assault is one of the most traumatic crimes that target Hawaii's women, both physically and emotionally. In the 2011 Crime in Hawaii report, there were 353 forcible rapes reported to law enforcement. Major studies show that the reporting rates for rape and sexual assault are severely underreported. Despite these troubling numbers, Hawaii currently has no legalized standard of care to treat victims. The survivors of sexual assault require emergency medical care at Hawaii emergency rooms and deserve to receive the best treatment available.

"Sexual assault is a life-threatening event, and one that goes beyond the moment of attack to evoke long-term trauma in victims. The crime of rape does not end with violence. Survivors suffer from depression, intense fear, anxiety, and other crippling symptoms of post-traumatic stress disorder. Victims may find themselves the object of scrutiny or blame, even by their own families. Rape occurs at an alarming rate in Hawaii, yet many victims do not seek emergency care, counseling or assistance through the criminal justice system and most sexual assaults go unreported.

"In the aftermath of rape, victims find themselves dealing with a host of reproductive and sexual health issues, including the fear of an unwanted pregnancy. Sexual assault takes away a person's fundamental control and autonomy over her body. Victims often feel powerless after a sexual assault. Statistics vary, but indicate that approximately 5-8% of all rapes result in pregnancy. HB 411 HD 2 ensures that women will receive medically accurate information and emergency contraceptives (EC) if requested. Female victims also have the option to deny the treatment if she chooses. In both cases, the needs of the survivor and her choice of treatment are fulfilled.

"Emergency contraception is often misunderstood and underutilized. Emergency contraceptives are a safe and effective way to prevent a

pregnancy after a sexual assault. EC are high-dose contraceptives that, when taken within a recommended time period after a sexual assault, will prevent pregnancy. EC is not the 'abortion' pill, nor does it terminate an existing pregnancy. As legislators, we should base our decisions on sound science.

"Providing EC in the ER is the accepted standard of care. Seventeen states and the District of Columbia have all passed legislation requiring hospitals to comply with this nationally endorsed standard of care. Both the American Medical Association and the American College of Obstetricians and Gynecologists support the policy that victims be adequately informed about and provided with emergency contraception.

"While opponents of this measure cite religious objections, emergency rooms - whether religiously affiliated or not - are ethically and morally obligated to provide the best care possible. An institution's religious objections to EC cannot be allowed to stand against the urgent needs of the victim. A victim of sexual assault should not have to seek further medical care on her own because of an institution's refusal to provide basic care. Victims of sexual assault deserve better treatment and every effort should be made to ease their path to healing.

"Thank you very much, Mr. Speaker."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Please note my strong support. I haven't been here over all the last 20 years to hear these issues but I think the time has finally come and I think we're finally at the position. So, I encourage my fellow Members to please support this measure. If it's not for your wives, your children, your mothers, please. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Mr. Speaker, it pains me to have to vote no on this bill. As a female I absolutely agree with this bill. Rape is the most heinous crime that could ever be committed, not only against a woman, against any human being. Nobody should have to endure that type of violation.

"So it pains me to hear that some of the discussion has been framed as the rights of rape victims versus the right of the religious. That is not the case in point here. We have a very good bill and the concerns that have been raised from some of us who supported the Floor Amendment were legitimate. Again, for those of representing the west side, we don't know what this measure could mean to the impending opening of Queen's West, first and foremost.

"Secondly, when did we become so intolerant? As elected officials I refuse to believe we're that intolerant. Accordingly, Mr. Speaker, it pains me, it pains me to vote no on this measure, but I must. Thank you."

Representative Johanson rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition with brief comments. Like the previous speaker it also pains me to vote in opposition to this measure. I think the underlying bill is a very good one. I would have supported it had it included just some form of a conscience exemption as a compromise. I think we do need to seriously treat rape victims and it is unfortunate to have to vote no on this measure.

"But, not only do I worry about present access to healthcare and how it may adversely impact the west side, but I also would like our state to be positioned to be able to be most attractive to all healthcare providers in the future. Because we are an isolated state and because I worry that it may forestall some other healthcare providers from coming into the state, I will be in opposition."

Representative Thielen rose in support of the measure and asked that the remarks of Representatives Belatti and Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose in opposition to 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 opposition to Standing Committee Report 917, House Bill 411, House Draft 2. This bill would require Hawaii hospitals to provide sexual assault victims with information about as well as access to emergency contraception.

"First, I would like to say that I whole-heartedly support the original purpose of this bill. Sexual assault is a horrendous crime and I firmly believe in compassionate care for all victims.

"However, it is a disservice to the Leeward community to mandate ALL hospitals to provide emergency contraceptives. According to Dave Kowalski from St. Francis Healthcare, 'as a part of the sale of St. Francis' West Oahu Medical Center real property assets to The Queen's Medical Center, Queen's Medical has contractually agreed with St. Francis to operate its West Oahu hospital ('Queen's West') and medical facilities in the spirit of a Catholic Healthcare facility and pursuant to the moral, ethical and social teachings of the Roman Catholic Church.'

"As such, there could be a huge negative impact on the residents of west Oahu. Since the details of the sale agreement between Queen's Medical and St. Francis are unknown, the ramifications of this bill could vary dramatically. As a result of this bill, a worst case scenario could occur if Queen's West does not to open an emergency room to ensure that it does not breach its agreement with St. Francis. This could have a devastating effect on Leeward coast residents if we had no emergency room.

"Therefore, without understanding all of the ramifications of this bill on the pending opening of Queen's West, I must respectfully vote in opposition to Standing Committee Report 917, House Bill 411, House Draft 2. Thank you, Mr. Speaker."

Representative Fukumoto rose to respond, stating:

"Still in opposition. I just wanted to state for the record that I actually agree with the Health Chair and would like to see emergency contraceptives more available because I do believe it is less traumatic than going through an abortion, especially for a rape victim.

"But again, my concern as the Representative from Kapolei just reiterated, is that we're not governed by the Catholic Diocese in New York or in Germany or anywhere else. We have to follow the directives of what St. Francis has decided to agree to and they are the 2009 Ethical and Religious Directives for Catholic Health Care Services. Which means that no matter what other Catholic hospitals do, we could still lose our opportunity at another hospital. Thanks."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Fukumoto and Johanson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and I would just like to thank the Chairs of Judiciary and Health for shepherding this bill. Additional written comments into the Journal. Thank you."

Representative Luke's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 411 House Draft 2, Relating to Hospital Emergency Compassionate Care for Sexual Assault Victims.

"I wanted to thank the Chair of the Health Committee for shepherding this measure as it moved through the House. This is a very important measure for sexual assault victims and their access to proper healthcare

services. Let Hawaii join the other 16 states and the District of Columbia who have adopted similar legislation."

Representative Awana 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 Awana's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations. HB 411 HD 2 relates to providing emergency contraception to those entering an emergency facility.

"Mr. Speaker, although there has been much discussion surrounding the religious aspects and beliefs of this measure, I would like to address this bill from the view of a purchase agreement with the landowner. There is a vacant hospital that once serviced those in the Leeward side and some of the central areas of the most populated island here on Oahu. On this parcel the owner has mandated that the ideals and beliefs will continue in perpetuity. The current landowner has provided stipulations that if the new landowner takes ownership may jeopardize the final agreement. My hope is that this measure does not jeopardize the final agreement. If this measure moves forward, my hope is that a mutual agreement can be achieved so the people of this area will have the services that they need.

"For these reasons, I stand in support with reservations. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just want to say that for me at least, I'm a Christian too, and that my Christian principles that I try to live by compel me to vote for this because compassion is the overriding principle here, I believe. *Mahalo*."

Representative Ing rose to speak in support of the measure, stating:

"I rise in support. I'd like to thank the Health Chair for work on this issue and also our Minority Floor Leader for providing more perspective on this issue."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 411, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," passed Third Reading by a vote of 42 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Har, Johanson, McDermott and Ward voting no, and with Representatives Aquino and Cullen being excused.

At 9:31 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 411, HD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 918) recommending that H.B. No. 1268, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1268, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose in opposition to 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 opposition to Standing Committee Report 918, House Bill 1268, House Draft 1. This bill would allow for the creation of a land trust for 999-year homestead leases. Since the creation of the homestead leases in 1895, there has been constant familial conflict. This bill creates land trusts for families given 999-year leases – a program phased out in the 1950's. I oppose this bill for two reasons.

"First, a land trust is only a temporary solution. Once families have created a land trust, it does not solve any underlying conflict.

"Second, this bill could have an adverse effect and protract conflict between family members. Governor Linda Lingle vetoed this same bill in 2010 stating that:

> 'setting up land trusts to hold and manage these leases will not resolve the conflict among surviving family members. . .The establishment of a trust can complicate the process because the descendents must now also agree on the process of setting up the trust, appointing a trustee, and naming the beneficiaries.'

"Although I do support the intent of this bill, I feel land trusts would be a quick-fix solution and merely postpone the underlying problems behind the mismanagement of the homestead leases. I urge the Legislature to move towards a more viable long-term solution to help lesees with 999-year leases.

"For these reasons, I rise in opposition to Standing Committee Report 918, House Bill 1268, House Draft 1. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"I rise in serious reservations about how a 999-year lease can have relevance in the year 2013. Mr. Speaker, this is harkening back to the feudal days when there were only a few landowners who then could have land for perpetuity and we still have remnants of that. I just don't see how it fits. It needs to be phased out rather than institutionalized like we're doing today. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. My greatest concern from this arises out of, the issues which directly relate to this bill in my community come from the kingdom days of Hawaii and also the territory days.

"The issues are very complex and this measure does not adequately address what is at hand, and there should be further work done on this, Mr. Speaker. I'd like to insert additional written comments."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding House Bill 1268, HD 1. This measure will allow, '999-year homestead leases to be assigned to trustees of land trusts that are created for managing and holding the homestead leasehold estate for the benefit of the lessee and lessee's family members.'

"Laulani Teale testified regarding this measure that, 'While HB 1268 may not, in itself, resolve existing disputes over successorship, it has the power to prevent future disputes by giving lessees and their families the ability to determine the long-term caretakership (sic) of their family lands.'

"Mr. Speaker, I would prefer a trial period first before this measure becomes an Act. For these reasons Mr. Speaker, I rise with reservations regarding House Bill 1268, HD 1."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. I realize that residents that will be affected in this area have been diligent at working on moving this issue forward through legislation for some time now. I am aware that there are some family issues where members are disagreeing amongst themselves. A 999 year lease is quite aggressive. I would like to see additional interest in similar measures as it relates to land rights of other native Hawaiians besides those being address on this measure. For these reasons, I rise in support."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, seven years ago I think I would have voted no but this year I'm going to vote with reservations. Thank you."

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, after listening to the discussion and being so efficient from this morning where I presented a green slip to the Majority Floor Leader, can I withdraw that green slip and go with reservations?"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1268, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 40 ayes to 9 noes, with Representatives Cabanilla, Choy, Fukumoto, Har, Hashem, Ito, McDermott, Tokioka and Tsuji voting no, and with Representatives Ichiyama and Takumi being excused.

At 9:35 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1268, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 923) recommending that H.B. No. 357, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 923, that H.B. No. 357, HD 3 be recommitted to the Committee on Finance, seconded by Representative Awana.

The motion was put to vote by the Chair and carried, and H.B. No. 357, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was recommitted to the Committee on Finance, with Representative Takumi being excused.

At 9:36 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:38 o'clock p.m.

THIRD READING

H.B. No. 694, HD 1:

Representative Saiki moved that H.B. No. 694, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I will be voting against this measure. A concern that I have is, as currently drafted it might lead to a $49 million loss of revenues. Just today I think we passed out some important measures in the affirmative from both caucuses that would require every single penny of that $49 million in order to effectuate its purpose. So I cannot support this measure.

"But equally important, Mr. Speaker, in deference to yourself, I will be withdrawing my Floor Amendment and ask that it be set aside and not considered by this Body. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and may I have the words of the Representative from Wahiawa inserted as my own. I too, Mr. Speaker, have major concerns with the loss of $48.6 million if this measure was to move forward, currently. Looking at the economic situation we're going to have right now it's very important to have this money in our budget to provide some of the services that we currently fund. So that's my opposition at this moment and time, Mr. Speaker. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of the measure. Mr. Speaker, what's wrong with giving the poor and the middle class a break. There's nothing wrong with it. People tend to forget that our marginal tax rates in Hawaii are higher than California, higher than New York, higher than New Hampshire, Vermont. We are the highest in the nation and we're giving them a little bit of a break. And now we're complaining about it.

"These are the kind of breaks that go directly into the mainstream of the economy. All of this is cash that goes right into the economy. Can they use it better from their pockets or from the state coffers? I think if we worried more about the people on the street we'd have our coffers filled much better and much more quickly.

"So this is good for those who are working families in Hawaii, for middle class families, and quite frankly these need to be ratcheted down. The Tax Foundation has spoke year after year about how we're the highest taxed even with our regressive GE Tax. So this is a breather and I think we should step back and enjoy it. Thank you."

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just note my reservations and also I would just note that to do fair tax comparisons between states you have to look at the overall tax burden. Because we fund our education through the state instead from local sources, our income tax and our state taxes are quite high compared to other states but our real property taxes are very low. *Mahalo*."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. This vehicle will allow us to continue discussion on whether we have parity and reduce the tax burden on the middle and the poor. Thank you."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, thank you. Second time. This has nothing to do with the lower income or middle class. I think that's my concern as currently being considered. Not only is it a $49 million loss to the General Fund. Again, Members, we've spent the better part of today discussing all these other programs and services in the bills that we have passed unanimously or near unanimously on this Floor. Close to $375 million. So whether it's a program to provide services to victims of breast cancer, or to support our local farmers, or to give tax credits to developing industries, or just to provide seed capital, that has to come from somewhere. So that's my major reservation.

"Just so we understand what we're voting on. When we did this is back in 2009, Mr. Speaker, we had to make a choice. Where do we find the revenues to fund the important necessary services desired by our

constituents. I made a choice as a Democrat back then to go take a more progressive approach of the higher income level earners, the upper 2%.

"Let me give you an example. We're talking about individuals who are making over $200,000 a year. A head of household, $300,000 a year, and a couple of $400,000 a year. Far from being what I consider middle income taxpayers. Thank you very much."

Representative Johanson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support just very briefly. I think the concerns raised by the Representative from Wahiawa and the Representative from Waianae are certainly valid ones and I think that's partially why the bill was drafted with blanks in the various tax brackets.

"But there are many blanks if Members look at the pages and that is to encapsulate more than just the upper income bracket. It is specifically designed to be able to incorporate the middle and lower income brackets so that this actually can be broad-based tax relief. I think they were left blank specifically so that there can be a measure of fiscal prudence in considering what the actual fiscal impacts are as we move out the budget and other bills with fiscal impacts. So with that, I think a broad-based income tax relief for all of Hawaii's people affords us the chance to really reduce people's cost of living and increase their quality of life. Thank you."

Representative Luke rose to respond, stating:

"Still in support and I just wanted to clarify. The upper income bracket section as referenced by the Representative from Wahiawa. I wanted to just clear up the misconception that it's not all dealing with the upper income bracket. It deals with about 37,000 people who file as sole proprietors, partnerships or Subchapter 5 corporations. So it's dealing with middle income people as well. Thank you."

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 694.

"This bill is designed to bring tax relief to those in most desperate need of an improvement in their quality of living. By ensuring that the temporary increase in income tax rates established by Act 60, SLH 2009 is repealed one year ahead of schedule, we can bring some peace of mind and tangible financial improvement to working families and members of the middle class who have been hardest hit by the Great Recession.

"I commend the Representative from the 31st District for his idea to include all tax brackets to expand the bill's tax relief to the middle class, lower income, and those most in need.

"While it is important to ensure that we have enough revenue to make sure that important services are provided, we must also do what we can to help people have enough resources to thrive. This measure provides broad-based and timely tax relief, which a bold idea to make the most meaningful impact on lowering Hawaii's high cost of living for everyone.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I'm always the first one that's concerned about taking money out of the pockets especially of our working middle class families and I would like to have the words of the Representative from Moanalua inserted as my own, Mr. Speaker."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I state my opposition primarily because we're talking about this particular $48.6 million. It is part of our overall base budget. There is no increase. Basically what we're talking about this evening is just a reallocation of your General Fund balance that you have and if you folks decide to use it for personal income.

"But there are also very much other outstanding demands out there that I truly believe that we are not trying to avoid or not trying to address but we'll have to. One of them would be the collective bargaining legislation that we all as a Body had supported with blanks. The other blanks were maybe the unfunded liability of our pension and health fund.

"But I believe the speaker from Wahiawa is absolutely correct, and the Representative from Waianae. It is not an increase in our base, it is a reallocation of the base budget that the Finance Committee will have to address. That is the concern for me.

"But overall, I'll be submitting written comments in opposition, but I wanted to share that with the Members of the House."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in opposition to H.B. 694, HD 1, Relating to Taxation.

"As presently drafted, this bill would do two things:

- It would eliminate the temporary increase in income tax rates established by Act 60, Session Laws of Hawaii 2009, one year ahead of schedule by changing the sunset date of the increased tax rates from December 31, 2015 to December 31, 2014; and

- It would establish new schedules by which the income tax would be levied after December 31, 2014.

"Act 60 adjusted the taxable income and tax base amounts for new tax rates of 9, 10, and 11 percent for:

- Joint filers with incomes in excess in $300,000;

- Head of household filers with incomes in excess of $225,000; and

- Single filers with incomes in excess of $150,000.

"This legislation was intended to temporarily raise revenue in light of the worst economic decline in the state since the Great Depression. The income tax increase was to be applied to the highest rates on the top 2% of the income tax filers each year, and revert back to the way they were on December 31, 2015.

"According to the Department of Taxation, the elimination of this tax increase one year early would cost the state $49 million.

"In addition, because the amounts and income levels of the new income tax schedule to be applied after December 31, 2014 are left blank, it is unclear how the income tax would be applied.

"As I see it, as this bill progresses, there can only be two scenarios that could play out with this bill. Either:

- The bill is made revenue neutral, and the $49 million tax burden is shifted from the richest 2% of Hawaii's tax filers to middle- and lower-income individuals; or

- The new schedule will also decrease the tax burden on a larger group of taxpayers, but increase the lost revenue to the State's financial plan requiring the Legislature to either cut more spending or find other sources of revenue.

"Given the Council of Revenues will meet next week and likely downgrade the revenue forecast for both the short- and long-term in light of federal sequestration and the 'Inouye' fiscal cliff – not to mention the growing unfunded liabilities of our public sector health and pension systems – any additional burdens on our revenue streams will have disastrous impacts on our citizens.

"How many more essential programs and services will need to be cut? How much more can our most vulnerable populations take for the sake of tax breaks for the rich?

"For these reasons, I am opposed to this bill.

"A VOICE OF REASON."

Representative Fukumoto rose to speak in support of the measure, stating:

"Thank you, in support with brief comments. It's been a long day and we've talked a lot about moving things forward for further discussion. I think it's really important that we move forward this discussion. This talks about reducing the tax burden on our lower income families and middle class families. So in support and can I also have the words of the Representative from Moanalua adopted as my own. Thank you."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. I would like to have the Representative from Palolo's words inserted as my own. Secondly, Mr. Speaker, this is, we're basically just moving it from one point to another point. I understand how we need to uplift our middle and lower income families but what we also have to remember is we don't want to make Hawaii so enticing for the higher income brackets to come and live here, especially our retirees. With our enticements for lower property taxes for them, lower income taxes such as not taxing their retirements.

"We really have to look at this structure we have. Again, if we lose $48 to $49 million in our base budget, what are we going to do when we don't have the money to fund these programs that we are talking about today?

"Secondly, we really must focus on this. This is a very difficult decision. Where are we going with this? I don't remember reviewing that tax commission report saying that we need to lower these rates. Thank you, Mr. Speaker."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Say and Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 694, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 34 ayes to 16 noes, with Representatives Aquino, Cabanilla, Choy, Coffman, Cullen, Har, Ichiyama, Ito, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji and Yamane voting no, and with Representative Takumi being excused.

At 9:52 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 694, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 47) and concurrent resolutions (H.C.R. Nos. 60 through 62) were referred to Printing and further action was deferred:

H.R. No. 47, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, BOARD OF REGENTS OF THE UNIVERSITY OF HAWAI‘I, BOARD OF EDUCATION, AND HAWAI‘I'S CONGRESSIONAL DELEGATION TO STRENGTHEN THE SISTER-STATE RELATIONSHIP WITH TAIWAN IN COMMEMORATION OF THE TWENTIETH ANNIVERSARY OF THE SISTER-STATE RELATIONSHIP BETWEEN HAWAI‘I AND TAIWAN," was jointly offered by Representatives Takai, Awana, Ito, Mizuno, Ohno, Saiki and Souki.

H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, BOARD OF REGENTS OF THE UNIVERSITY OF HAWAI‘I, BOARD OF EDUCATION, AND HAWAI‘I'S CONGRESSIONAL DELEGATION TO STRENGTHEN THE SISTER-STATE RELATIONSHIP WITH TAIWAN IN COMMEMORATION OF THE TWENTIETH ANNIVERSARY OF THE SISTER-STATE RELATIONSHIP BETWEEN HAWAI‘I AND TAIWAN," was jointly offered by Representatives Takai, Awana, Ito, Mizuno, Ohno, Saiki and Souki.

H.C.R. No. 61, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI, FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND REVETMENT FOOTINGS OF A HISTORIC SWIMMING POOL," was jointly offered by Representatives McKelvey and Souki.

H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR MEDICALLY NECESSARY TREATMENT OF OROFACIAL ANOMALIES," was jointly offered by Representatives McKelvey, Belatti, Carroll, Jordan, Morikawa and Nishimoto.

ANNOUNCEMENTS

Representative Takai: "Thank you, Mr. Speaker. Your Committee on Veterans, Military & International Affairs, & Culture and the Arts, along with the Senate Committee on Public Safety, Intergovernmental and Military Affairs is having a very important info briefing tomorrow at 9:00 and we invite any Member in this House as well as our Senate counterpart to join us.

"We'll be discussing with the Chamber's Military Affairs Council and Charlie Ota as well as some Military members and some defense contractors, the effect of sequestration and possible federal shutdown if the continued resolution is not extended on March 27th. It's important to all of us, so I encourage anybody who is available to join us at 9:00 tomorrow in Room 309. Thank you, Mr. Speaker."

Representative Belatti: "Thank you, Mr. Speaker. I'd also like to send out an invitation to a meeting of the Hawaii State Coalition Against Domestic Violence. The Hawaii Women's Caucus, the Department of Health and members of the Oversight Body and task forces regarding the Domestic Violence Strategic Plan, Navigating a Course for Peace 2007 to 2012. This briefing will be at 11:30 for an hour in Room 229 tomorrow. Thank you, Mr. Speaker."

Representative Ward: "Mr. Speaker, for those who follow international affairs, it will be important to note that Hugo Chavez, President of Venezuela, passed away at age 58."

The Chair then stated:

"The House will be in recess on Wednesday, March 6, 2013. House session will convene at 12 noon on Thursday, March 7, 2013."

ADJOURNMENT

At 9:54 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, March 7, 2013. (Representative Takumi was excused.)

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"March 5, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bills, copies of which are attached hereto:

S.B. No. 453
"PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE HAWAII STATE CONSTITUTION TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

S.B. No. 509
"PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RIGHTS OF CRIME VICTIMS."

S.B. No. 982, S.D. 1
"PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII."

S.B. No. 1084, S.D. 1
"PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS."

Respectfully,
/s/ Carol Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

TWENTY-SIXTH DAY

Thursday, March 7, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:04 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Sean Connelly of Representative Chris Lee's office, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Fifth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 43 through 392) were received and announced by the Clerk:

Sen. Com. No. 43, transmitting S.B. No. 2, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 44, transmitting S.B. No. 3, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 45, transmitting S.B. No. 4, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 46, transmitting S.B. No. 5, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 47, transmitting S.B. No. 6, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 48, transmitting S.B. No. 8, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 49, transmitting S.B. No. 9, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 50, transmitting S.B. No. 15, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 51, transmitting S.B. No. 16, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 52, transmitting S.B. No. 17, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSSIL FUELS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 53, transmitting S.B. No. 19, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 54, transmitting S.B. No. 23, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 55, transmitting S.B. No. 30, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 56, transmitting S.B. No. 31, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 57, transmitting S.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 58, transmitting S.B. No. 41, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 59, transmitting S.B. No. 46, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 60, transmitting S.B. No. 49, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 61, transmitting S.B. No. 58, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 62, transmitting S.B. No. 59, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 63, transmitting S.B. No. 60, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 64, transmitting S.B. No. 61, SD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 65, transmitting S.B. No. 66, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 66, transmitting S.B. No. 68, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 67, transmitting S.B. No. 69, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 68, transmitting S.B. No. 71, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC SAFETY PROGRAMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 69, transmitting S.B. No. 74, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 70, transmitting S.B. No. 82, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 71, transmitting S.B. No. 83, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 72, transmitting S.B. No. 84, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 73, transmitting S.B. No. 86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 74, transmitting S.B. No. 88, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 75, transmitting S.B. No. 91, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 76, transmitting S.B. No. 98, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 77, transmitting S.B. No. 101, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 78, transmitting S.B. No. 102, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 79, transmitting S.B. No. 103, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 80, transmitting S.B. No. 104, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 81, transmitting S.B. No. 105, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 82, transmitting S.B. No. 106, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 83, transmitting S.B. No. 137, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 84, transmitting S.B. No. 148, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 85, transmitting S.B. No. 170, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 86, transmitting S.B. No. 188, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 87, transmitting S.B. No. 190, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 88, transmitting S.B. No. 192, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 89, transmitting S.B. No. 194, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 90, transmitting S.B. No. 199, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 91, transmitting S.B. No. 200, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 92, transmitting S.B. No. 204, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 93, transmitting S.B. No. 210, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF BICYCLES AND MOPEDS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 94, transmitting S.B. No. 212, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 95, transmitting S.B. No. 213, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE COUNCIL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 96, transmitting S.B. No. 225, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 97, transmitting S.B. No. 229, SD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPEACHMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 98, transmitting S.B. No. 237, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 99, transmitting S.B. No. 238, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 100, transmitting S.B. No. 239, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 101, transmitting S.B. No. 240, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 102, transmitting S.B. No. 244, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 103, transmitting S.B. No. 286, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 104, transmitting S.B. No. 301, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 105, transmitting S.B. No. 305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 106, transmitting S.B. No. 310, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 107, transmitting S.B. No. 312, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY SHERIFF DIVISION ENTERING INTO AGREEMENTS TO PROVIDE SECURITY AT PUBLIC HOUSING PROJECTS OPERATED

BY THE PUBLIC HOUSING AUTHORITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 108, transmitting S.B. No. 326, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 109, transmitting S.B. No. 327, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 110, transmitting S.B. No. 329, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 111, transmitting S.B. No. 331, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 112, transmitting S.B. No. 332, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 113, transmitting S.B. No. 337, SD 2, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 114, transmitting S.B. No. 341, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 115, transmitting S.B. No. 343, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 116, transmitting S.B. No. 345, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 117, transmitting S.B. No. 350, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 118, transmitting S.B. No. 358, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 119, transmitting S.B. No. 369, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 120, transmitting S.B. No. 380, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 121, transmitting S.B. No. 381, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 122, transmitting S.B. No. 382, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 123, transmitting S.B. No. 390, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 124, transmitting S.B. No. 391, SD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 125, transmitting S.B. No. 400, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 126, transmitting S.B. No. 403, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BONDS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 127, transmitting S.B. No. 406, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 128, transmitting S.B. No. 407, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 129, transmitting S.B. No. 409, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MAHINA ‘OLELO HAWAI‘I," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 130, transmitting S.B. No. 414, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DOG BREEDERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 131, transmitting S.B. No. 442, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 132, transmitting S.B. No. 452, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 133, transmitting S.B. No. 453, entitled: "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE HAWAII STATE CONSTITUTION TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 134, transmitting S.B. No. 456, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MAUNA KEA STATE RECREATIONAL AREA," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 135, transmitting S.B. No. 457, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAPUNA BEACH PARK," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 136, transmitting S.B. No. 458, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 137, transmitting S.B. No. 460, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR OKINAWAN STUDIES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 138, transmitting S.B. No. 463, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 139, transmitting S.B. No. 464, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 140, transmitting S.B. No. 465, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 141, transmitting S.B. No. 472, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MARIJUANA," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 142, transmitting S.B. No. 479, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF A METROPOLITAN PLANNING ORGANIZATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 143, transmitting S.B. No. 482, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 144, transmitting S.B. No. 490, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NURSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 145, transmitting S.B. No. 492, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 146, transmitting S.B. No. 495, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 147, transmitting S.B. No. 497, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 148, transmitting S.B. No. 498, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 149, transmitting S.B. No. 499, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 150, transmitting S.B. No. 500, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 151, transmitting S.B. No. 502, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 152, transmitting S.B. No. 505, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 153, transmitting S.B. No. 506, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 154, transmitting S.B. No. 509, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RIGHTS OF CRIME VICTIMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 155, transmitting S.B. No. 510, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 156, transmitting S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 157, transmitting S.B. No. 512, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 158, transmitting S.B. No. 515, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 159, transmitting S.B. No. 516, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 160, transmitting S.B. No. 524, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 161, transmitting S.B. No. 527, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 162, transmitting S.B. No. 529, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 163, transmitting S.B. No. 532, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 164, transmitting S.B. No. 535, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 165, transmitting S.B. No. 539, SD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 166, transmitting S.B. No. 540, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 167, transmitting S.B. No. 548, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 168, transmitting S.B. No. 551, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 169, transmitting S.B. No. 564, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII-GROWN PRODUCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 170, transmitting S.B. No. 571, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 171, transmitting S.B. No. 573, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 172, transmitting S.B. No. 586, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 173, transmitting S.B. No. 593, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 174, transmitting S.B. No. 595, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 175, transmitting S.B. No. 598, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 176, transmitting S.B. No. 606, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 177, transmitting S.B. No. 608, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 178, transmitting S.B. No. 614, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 179, transmitting S.B. No. 623, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 180, transmitting S.B. No. 624, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 181, transmitting S.B. No. 635, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 182, transmitting S.B. No. 642, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 183, transmitting S.B. No. 652, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 184, transmitting S.B. No. 654, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 185, transmitting S.B. No. 655, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 186, transmitting S.B. No. 661, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 187, transmitting S.B. No. 664, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 188, transmitting S.B. No. 665, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 189, transmitting S.B. No. 666, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 190, transmitting S.B. No. 668, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 191, transmitting S.B. No. 678, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 192, transmitting S.B. No. 680, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 193, transmitting S.B. No. 681, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD SECURITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 194, transmitting S.B. No. 693, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 195, transmitting S.B. No. 697, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 196, transmitting S.B. No. 708, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEGACY LAND CONSERVATION PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 197, transmitting S.B. No. 709, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 198, transmitting S.B. No. 718, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 199, transmitting S.B. No. 722, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 200, transmitting S.B. No. 726, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 201, transmitting S.B. No. 727, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 202, transmitting S.B. No. 747, SD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 203, transmitting S.B. No. 750, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 204, transmitting S.B. No. 753, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 205, transmitting S.B. No. 754, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND ACQUISITION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 206, transmitting S.B. No. 757, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 207, transmitting S.B. No. 775, entitled: "A BILL FOR AN ACT RELATING TO STATE LAND MAMMAL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 208, transmitting S.B. No. 795, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 209, transmitting S.B. No. 803, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WATER," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 210, transmitting S.B. No. 814, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LOW-INCOME PUBLIC HOUSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 211, transmitting S.B. No. 815, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 212, transmitting S.B. No. 827, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 213, transmitting S.B. No. 848, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 214, transmitting S.B. No. 853, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 215, transmitting S.B. No. 856, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 216, transmitting S.B. No. 858, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 217, transmitting S.B. No. 867, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 218, transmitting S.B. No. 868, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 219, transmitting S.B. No. 872, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLLECTION OF RESTITUTION FOR CRIME VICTIMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 220, transmitting S.B. No. 873, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 221, transmitting S.B. No. 877, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 222, transmitting S.B. No. 878, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 223, transmitting S.B. No. 879, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 224, transmitting S.B. No. 883, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 225, transmitting S.B. No. 885, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 226, transmitting S.B. No. 888, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 227, transmitting S.B. No. 889, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 228, transmitting S.B. No. 891, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 229, transmitting S.B. No. 893, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 230, transmitting S.B. No. 895, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 231, transmitting S.B. No. 896, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 232, transmitting S.B. No. 897, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 233, transmitting S.B. No. 898, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 234, transmitting S.B. No. 899, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 235, transmitting S.B. No. 901, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 236, transmitting S.B. No. 902, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 237, transmitting S.B. No. 903, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 238, transmitting S.B. No. 904, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 239, transmitting S.B. No. 905, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 240, transmitting S.B. No. 906, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 241, transmitting S.B. No. 907, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 242, transmitting S.B. No. 908, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 243, transmitting S.B. No. 909, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 244, transmitting S.B. No. 910, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 245, transmitting S.B. No. 911, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 246, transmitting S.B. No. 914, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE CONVEYANCES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 247, transmitting S.B. No. 930, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 248, transmitting S.B. No. 933, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 249, transmitting S.B. No. 936, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 250, transmitting S.B. No. 937, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII FOOD RESILIENCY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 251, transmitting S.B. No. 945, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 252, transmitting S.B. No. 946, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 253, transmitting S.B. No. 948, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 254, transmitting S.B. No. 960, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 255, transmitting S.B. No. 961, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SHARING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 256, transmitting S.B. No. 965, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 257, transmitting S.B. No. 966, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 258, transmitting S.B. No. 967, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 259, transmitting S.B. No. 972, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 260, transmitting S.B. No. 974, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 261, transmitting S.B. No. 978, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 262, transmitting S.B. No. 982, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 263, transmitting S.B. No. 987, SD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 264, transmitting S.B. No. 991, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 265, transmitting S.B. No. 992, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK BIOSECURITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 266, transmitting S.B. No. 993, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 267, transmitting S.B. No. 997, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 268, transmitting S.B. No. 998, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 269, transmitting S.B. No. 1002, SD 2, entitled: "A BILL FOR AN ACT RELATING TO KAPOLEI RECREATIONAL SPORTS COMPLEX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 270, transmitting S.B. No. 1003, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 271, transmitting S.B. No. 1007, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 272, transmitting S.B. No. 1009, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 273, transmitting S.B. No. 1010, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 274, transmitting S.B. No. 1025, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 275, transmitting S.B. No. 1027, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 276, transmitting S.B. No. 1033, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 277, transmitting S.B. No. 1036, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 278, transmitting S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 279, transmitting S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 280, transmitting S.B. No. 1042, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 281, transmitting S.B. No. 1043, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 282, transmitting S.B. No. 1045, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 283, transmitting S.B. No. 1057, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 284, transmitting S.B. No. 1067, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 285, transmitting S.B. No. 1068, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 286, transmitting S.B. No. 1069, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 287, transmitting S.B. No. 1070, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 288, transmitting S.B. No. 1071, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 289, transmitting S.B. No. 1072, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 290, transmitting S.B. No. 1073, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 291, transmitting S.B. No. 1074, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 292, transmitting S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 293, transmitting S.B. No. 1077, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 294, transmitting S.B. No. 1082, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 295, transmitting S.B. No. 1083, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 296, transmitting S.B. No. 1084, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 297, transmitting S.B. No. 1087, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 298, transmitting S.B. No. 1091, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ITEMIZED INCOME TAX DEDUCTIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 299, transmitting S.B. No. 1092, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 300, transmitting S.B. No. 1093, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 301, transmitting S.B. No. 1094, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 302, transmitting S.B. No. 1095, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 303, transmitting S.B. No. 1099, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 304, transmitting S.B. No. 1100, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 305, transmitting S.B. No. 1101, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 306, transmitting S.B. No. 1102, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 307, transmitting S.B. No. 1103, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 308, transmitting S.B. No. 1106, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 309, transmitting S.B. No. 1109, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL STANDARDS FOR SEXUAL ASSAULT VICTIMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 310, transmitting S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 311, transmitting S.B. No. 1118, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 312, transmitting S.B. No. 1124, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 313, transmitting S.B. No. 1127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SALES OF ELECTRONIC SMOKING DEVICES TO PERSONS UNDER 18 YEARS OF AGE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 314, transmitting S.B. No. 1131, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 315, transmitting S.B. No. 1132, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 316, transmitting S.B. No. 1133, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 317, transmitting S.B. No. 1135, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 318, transmitting S.B. No. 1138, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 319, transmitting S.B. No. 1139, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 320, transmitting S.B. No. 1141, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 321, transmitting S.B. No. 1143, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 322, transmitting S.B. No. 1161, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 323, transmitting S.B. No. 1162, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SHORELINE VEGETATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 324, transmitting S.B. No. 1166, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 325, transmitting S.B. No. 1168, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR MOUNTAIN CLIMBING, ROCK CLIMBING, RAPPELLING, AND BOULDERING ON GOVERNMENT LAND," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 326, transmitting S.B. No. 1169, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOOLAWE ISLAND RESERVE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 327, transmitting S.B. No. 1170, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 328, transmitting S.B. No. 1171, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 329, transmitting S.B. No. 1172, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 330, transmitting S.B. No. 1174, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 331, transmitting S.B. No. 1175, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 332, transmitting S.B. No. 1176, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 333, transmitting S.B. No. 1177, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 334, transmitting S.B. No. 1179, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 335, transmitting S.B. No. 1180, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 336, transmitting S.B. No. 1181, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS ON FURLOUGH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 337, transmitting S.B. No. 1183, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 338, transmitting S.B. No. 1184, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 339, transmitting S.B. No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 340, transmitting S.B. No. 1187, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT TAXES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 341, transmitting S.B. No. 1188, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 342, transmitting S.B. No. 1190, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 343, transmitting S.B. No. 1191, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 344, transmitting S.B. No. 1192, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF TAXES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 345, transmitting S.B. No. 1193, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 346, transmitting S.B. No. 1194, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 347, transmitting S.B. No. 1196, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 348, transmitting S.B. No. 1197, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 349, transmitting S.B. No. 1201, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 350, transmitting S.B. No. 1203, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 351, transmitting S.B. No. 1206, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 352, transmitting S.B. No. 1209, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 353, transmitting S.B. No. 1213, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UTILITY FRANCHISES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 354, transmitting S.B. No. 1214, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 355, transmitting S.B. No. 1221, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 356, transmitting S.B. No. 1233, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 357, transmitting S.B. No. 1235, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 358, transmitting S.B. No. 1236, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIBER OPTICS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 359, transmitting S.B. No. 1237, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 360, transmitting S.B. No. 1238, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 361, transmitting S.B. No. 1240, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PEDIATRIC DENTAL HEALTH COVERAGE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 362, transmitting S.B. No. 1249, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 363, transmitting S.B. No. 1254, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 364, transmitting S.B. No. 1256, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 365, transmitting S.B. No. 1258, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 366, transmitting S.B. No. 1261, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 367, transmitting S.B. No. 1265, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 368, transmitting S.B. No. 1272, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 369, transmitting S.B. No. 1273, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 370, transmitting S.B. No. 1275, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE COMMISSION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 371, transmitting S.B. No. 1280, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 372, transmitting S.B. No. 1293, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 373, transmitting S.B. No. 1298, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 374, transmitting S.B. No. 1301, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 375, transmitting S.B. No. 1306, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 376, transmitting S.B. No. 1317, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 377, transmitting S.B. No. 1336, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 378, transmitting S.B. No. 1337, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH WELLNESS PROGRAMS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 379, transmitting S.B. No. 1339, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 380, transmitting S.B. No. 1340, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 381, transmitting S.B. No. 1349, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 382, transmitting S.B. No. 1357, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 383, transmitting S.B. No. 1360, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 384, transmitting S.B. No. 1361, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BANYAN DRIVE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 385, transmitting S.B. No. 1370, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDIATION AFFECTING JUDICIAL FORECLOSURE," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 386, transmitting S.B. No. 1371, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 387, transmitting S.B. No. 1384, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 388, transmitting S.B. No. 1385, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 389, transmitting S.B. No. 1387, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 390, transmitting S.B. No. 1388, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 5, 2013.

Sen. Com. No. 391, transmitting H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RENAME THE KILAUEA POINT LIGHTHOUSE LOCATED ON THE ISLAND OF KAUAI, HAWAII, IN HONOR OF THE LATE SENATOR DANIEL K. INOUYE," which was adopted by the Senate on March 5, 2013.

Sen. Com. No. 392, transmitting H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE, WHEN APPROPRIATE, ROUTE 200 ON THE ISLAND OF HAWAII AS THE DANIEL K. INOUYE LEGACY HIGHWAY," which was adopted by the Senate on March 5, 2013.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the following Senate Bills received by the Clerk's desk passed First Reading by title and further action was deferred:

S.B. No. 2
S.B. No. 3, SD 1
S.B. No. 4
S.B. No. 5, SD 1
S.B. No. 6, SD 1
S.B. No. 8, SD 1
S.B. No. 9, SD 1
S.B. No. 15, SD 2
S.B. No. 16, SD 2
S.B. No. 17, SD 2
S.B. No. 19, SD 1
S.B. No. 23, SD 1
S.B. No. 30, SD 1
S.B. No. 31
S.B. No. 32
S.B. No. 41, SD 1
S.B. No. 46, SD 2
S.B. No. 49, SD 2
S.B. No. 58, SD 2
S.B. No. 59, SD 1
S.B. No. 60, SD 1
S.B. No. 61, SD 1
S.B. No. 66, SD 1
S.B. No. 68, SD 1
S.B. No. 69, SD 2
S.B. No. 71, SD 2
S.B. No. 74, SD 1
S.B. No. 82, SD 1
S.B. No. 83, SD 1

S.B. No. 84
S.B. No. 86
S.B. No. 88, SD 1
S.B. No. 91, SD 2
S.B. No. 98, SD 1
S.B. No. 101
S.B. No. 102, SD 2
S.B. No. 103, SD 1
S.B. No. 104, SD 2
S.B. No. 105, SD 2
S.B. No. 106, SD 1
S.B. No. 137, SD 2
S.B. No. 148, SD 2
S.B. No. 170, SD 2
S.B. No. 188, SD 2
S.B. No. 190, SD 1
S.B. No. 192
S.B. No. 194, SD 1
S.B. No. 199, SD 2
S.B. No. 200
S.B. No. 204, SD 1
S.B. No. 210, SD 1
S.B. No. 212, SD 1
S.B. No. 213, SD 2
S.B. No. 225, SD 1
S.B. No. 229, SD 1
S.B. No. 237, SD 2
S.B. No. 238
S.B. No. 239, SD 1
S.B. No. 240, SD 2
S.B. No. 244, SD 2
S.B. No. 286, SD 1
S.B. No. 301, SD 2
S.B. No. 305, SD 1
S.B. No. 310, SD 2
S.B. No. 312, SD 1
S.B. No. 326, SD 1
S.B. No. 327, SD 1
S.B. No. 329, SD 1
S.B. No. 331, SD 2
S.B. No. 332, SD 1
S.B. No. 337, SD 2
S.B. No. 341, SD 2
S.B. No. 343, SD 2
S.B. No. 345, SD 1
S.B. No. 350, SD 1
S.B. No. 358, SD 2
S.B. No. 369, SD 1
S.B. No. 380, SD 1
S.B. No. 381, SD 2
S.B. No. 382, SD 1
S.B. No. 390, SD 2
S.B. No. 391, SD 2
S.B. No. 400, SD 1
S.B. No. 403, SD 2
S.B. No. 406, SD 2
S.B. No. 407, SD 1
S.B. No. 409, SD 1
S.B. No. 414, SD 2
S.B. No. 442, SD 1
S.B. No. 452, SD 2
S.B. No. 453
S.B. No. 456, SD 2
S.B. No. 457, SD 2
S.B. No. 458, SD 1
S.B. No. 460, SD 1
S.B. No. 463, SD 2
S.B. No. 464, SD 1
S.B. No. 465, SD 1
S.B. No. 472, SD 1
S.B. No. 479, SD 2
S.B. No. 482, SD 1
S.B. No. 490, SD 2
S.B. No. 492, SD 2
S.B. No. 495, SD 2
S.B. No. 497, SD 2
S.B. No. 498, SD 2
S.B. No. 499, SD 1
S.B. No. 500, SD 2
S.B. No. 502, SD 1
S.B. No. 505, SD 2
S.B. No. 506, SD 2
S.B. No. 509
S.B. No. 510, SD 2
S.B. No. 511
S.B. No. 512, SD 1
S.B. No. 515, SD 2
S.B. No. 516, SD 1
S.B. No. 524, SD 1
S.B. No. 527, SD 1
S.B. No. 529, SD 1
S.B. No. 532, SD 1
S.B. No. 535, SD 1
S.B. No. 539, SD 2
S.B. No. 540
S.B. No. 548, SD 1
S.B. No. 551, SD 2
S.B. No. 564, SD 2
S.B. No. 571, SD 2
S.B. No. 573, SD 2
S.B. No. 586, SD 1
S.B. No. 593, SD 2
S.B. No. 595, SD 1
S.B. No. 598, SD 2
S.B. No. 606, SD 2
S.B. No. 608, SD 1
S.B. No. 614, SD 1
S.B. No. 623, SD 2
S.B. No. 624, SD 2
S.B. No. 635, SD 1
S.B. No. 642
S.B. No. 652, SD 2
S.B. No. 654, SD 1
S.B. No. 655, SD 2
S.B. No. 661, SD 1
S.B. No. 664, SD 2
S.B. No. 665, SD 1
S.B. No. 666, SD 2
S.B. No. 668, SD 2
S.B. No. 678, SD 2
S.B. No. 680, SD 1
S.B. No. 681, SD 2
S.B. No. 693, SD 2
S.B. No. 697
S.B. No. 708, SD 2
S.B. No. 709, SD 1
S.B. No. 718, SD 2
S.B. No. 722, SD 2
S.B. No. 726, SD 2
S.B. No. 727
S.B. No. 747, SD 2
S.B. No. 750, SD 2
S.B. No. 753, SD 2
S.B. No. 754, SD 2
S.B. No. 757, SD 2
S.B. No. 775
S.B. No. 795, SD 1
S.B. No. 803, SD 2
S.B. No. 814, SD 1
S.B. No. 815, SD 2
S.B. No. 827, SD 1
S.B. No. 848, SD 1
S.B. No. 853, SD 1
S.B. No. 856
S.B. No. 858, SD 1
S.B. No. 867, SD 2

S.B. No. 868, SD 1
S.B. No. 872, SD 1
S.B. No. 873, SD 2
S.B. No. 877, SD 1
S.B. No. 878, SD 1
S.B. No. 879, SD 1
S.B. No. 883, SD 2
S.B. No. 885, SD 2
S.B. No. 888
S.B. No. 889, SD 1
S.B. No. 891
S.B. No. 893, SD 1
S.B. No. 895, SD 1
S.B. No. 896, SD 1
S.B. No. 897, SD 1
S.B. No. 898, SD 1
S.B. No. 899, SD 1
S.B. No. 901, SD 1
S.B. No. 902, SD 1
S.B. No. 903
S.B. No. 904, SD 1
S.B. No. 905, SD 1
S.B. No. 906, SD 1
S.B. No. 907, SD 1
S.B. No. 908, SD 1
S.B. No. 909, SD 1
S.B. No. 910, SD 1
S.B. No. 911, SD 1
S.B. No. 914, SD 1
S.B. No. 930, SD 1
S.B. No. 933, SD 1
S.B. No. 936, SD 2
S.B. No. 937, SD 2
S.B. No. 945, SD 2
S.B. No. 946, SD 1
S.B. No. 948, SD 1
S.B. No. 960, SD 1
S.B. No. 961, SD 1
S.B. No. 965, SD 1
S.B. No. 966
S.B. No. 967, SD 2
S.B. No. 972
S.B. No. 974, SD 2
S.B. No. 978
S.B. No. 982, SD 1
S.B. No. 987, SD 1
S.B. No. 991, SD 2
S.B. No. 992, SD 2
S.B. No. 993, SD 2
S.B. No. 997, SD 2
S.B. No. 998, SD 1
S.B. No. 1002, SD 2
S.B. No. 1003, SD 2
S.B. No. 1007, SD 2
S.B. No. 1009, SD 1
S.B. No. 1010, SD 1
S.B. No. 1025
S.B. No. 1027, SD 1
S.B. No. 1033
S.B. No. 1036
S.B. No. 1039
S.B. No. 1040
S.B. No. 1042, SD 2
S.B. No. 1043, SD 1
S.B. No. 1045, SD 1
S.B. No. 1057, SD 2
S.B. No. 1067, SD 2
S.B. No. 1068, SD 2
S.B. No. 1069, SD 2
S.B. No. 1070, SD 2
S.B. No. 1071, SD 2
S.B. No. 1072, SD 2
S.B. No. 1073, SD 2
S.B. No. 1074, SD 2
S.B. No. 1076
S.B. No. 1077, SD 2
S.B. No. 1082, SD 1
S.B. No. 1083
S.B. No. 1084, SD 1
S.B. No. 1087, SD 2
S.B. No. 1091, SD 1
S.B. No. 1092, SD 1
S.B. No. 1093, SD 2
S.B. No. 1094, SD 1
S.B. No. 1095, SD 2
S.B. No. 1099, SD 2
S.B. No. 1100, SD 1
S.B. No. 1101, SD 2
S.B. No. 1102
S.B. No. 1103
S.B. No. 1106, SD 2
S.B. No. 1109, SD 2
S.B. No. 1112
S.B. No. 1118, SD 1
S.B. No. 1124, SD 1
S.B. No. 1127, SD 1
S.B. No. 1131, SD 2
S.B. No. 1132, SD 1
S.B. No. 1133, SD 2
S.B. No. 1135, SD 2
S.B. No. 1138
S.B. No. 1139, SD 2
S.B. No. 1141, SD 2
S.B. No. 1143, SD 2
S.B. No. 1161, SD 1
S.B. No. 1162, SD 1
S.B. No. 1166, SD 1
S.B. No. 1168, SD 1
S.B. No. 1169, SD 2
S.B. No. 1170, SD 2
S.B. No. 1171, SD 1
S.B. No. 1172
S.B. No. 1174, SD 1
S.B. No. 1175
S.B. No. 1176, SD 1
S.B. No. 1177
S.B. No. 1179, SD 1
S.B. No. 1180
S.B. No. 1181, SD 1
S.B. No. 1183, SD 2
S.B. No. 1184, SD 1
S.B. No. 1185, SD 1
S.B. No. 1187, SD 1
S.B. No. 1188, SD 1
S.B. No. 1190, SD 1
S.B. No. 1191, SD 1
S.B. No. 1192, SD 1
S.B. No. 1193, SD 1
S.B. No. 1194, SD 2
S.B. No. 1196, SD 1
S.B. No. 1197, SD 1
S.B. No. 1201, SD 1
S.B. No. 1203, SD 1
S.B. No. 1206, SD 1
S.B. No. 1209, SD 1
S.B. No. 1213, SD 2
S.B. No. 1214, SD 1
S.B. No. 1221, SD 2
S.B. No. 1233
S.B. No. 1235, SD 2
S.B. No. 1236, SD 1
S.B. No. 1237, SD 2
S.B. No. 1238, SD 2
S.B. No. 1240, SD 2
S.B. No. 1249, SD 2
S.B. No. 1254, SD 1

S.B. No. 1256, SD 1
S.B. No. 1258, SD 1
S.B. No. 1261, SD 2
S.B. No. 1265, SD 1
S.B. No. 1272, SD 1
S.B. No. 1273, SD 2
S.B. No. 1275, SD 1
S.B. No. 1280, SD 2
S.B. No. 1293, SD 1
S.B. No. 1298
S.B. No. 1301, SD 1
S.B. No. 1306, SD 2
S.B. No. 1317, SD 2
S.B. No. 1336, SD 2
S.B. No. 1337, SD 2
S.B. No. 1339, SD 1
S.B. No. 1340, SD 2
S.B. No. 1349, SD 2
S.B. No. 1357, SD 2
S.B. No. 1360, SD 1
S.B. No. 1361, SD 2
S.B. No. 1370, SD 2
S.B. No. 1371, SD 2
S.B. No. 1384, SD 2
S.B. No. 1385, SD 1
S.B. No. 1387, SD 2
S.B. No. 1388, SD 2

S.B. No. 10, SD 1
S.B. No. 97, SD 2
S.B. No. 215, SD 3
S.B. No. 563, SD 3
S.B. No. 682, SD 2
S.B. No. 1289, SD 2

At 12:10 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:10 o'clock p.m.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Woodson introduced the *2013 Ka ipu Kukui Fellows* affiliated with the Office of Continuing Education and Training at the University of Hawaii, Maui:

Mr. Alix Buchter, Maui No Ka Oi Magazine;
Ms. Ashley Lindsey, Marlin Land Corporation;
Ms. Audrey Chihara, Brown and Caldwell;
Ms. Cheryl King, Hawaii Wildlife Fund;
Mr. Christopher M. Lovvorn, Castle & Cooke Properties, Inc.;
Ms. Hanna Mounce, Maui Forest Bird Recovery Project;
Mr. Marc Antosch, University of Hawaii Maui College;
Ms. Malia Cahill, Maui Huliau Foundation;
Mr. Mark Leuffgen, Haleakala Solar;
Mr. Maxim Tornai, Mediation Services of Maui Inc.;
Ms. Megan Haertling, The Faimont Kea Lani Maui;
Mr. Michael Quisenberry, MLQ Energy LLC;
Mr. Peter Niess, Maui Architectural Group;
Ms. Pomaika'i Kaniaupio-Crozier, Maui Land and Pine Company;
Mr. Samuel Young, Xamanek Researchers LLC;
Ms. Sarah Ruppenthal, Maui Writers Block & UH Maui College;
Ms. V. Pualani Enos, Hui Malama Learning Center; and
Ms. Lori Teragawachi and Mr. Scott Nunokawa, chaperones.

Representatives Cachola and Rhoads introduced students from Kalakaua Middle School and their teachers, Mr. David Motooka, Ms. Lea Palimoo, Ms. Camillia Nelson, Ms. Michele Kay, Mr. Rodney Nelson, Mr. Jonathan Tillery, Ms. Miki Cacace, Mr. Daniel Larkin and Mr. John Takeuchi.

Representative Belatti introduced Mr. Alejandro Montenegro, a student visiting from the University of Michigan Law School; and her committee clerk, Ms. Janjeera Hail.

Representative Fale introduced visitors from Utah, Mr. and Mrs. Kelly and Shelly Leftwich; and his father, Mr. Tevita Fale.

Representative Saiki introduced visitors from England, Mr. and Mrs. Wilson.

At 12:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:31 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that House Bill Number 143, House Draft 1, has been re-referred solely to the Committee on Consumer Protection and Commerce, and House Bill Number 1308, House Draft 1, has been re-referred solely to the Committees on Public Safety and Transportation, per Committee Referral Sheet Number 30.

"The Committee on Judiciary waived its referral to these measures and therefore it is appropriate for the House to consider action for passage on Third Reading."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on H.B. No. 143, HD 1; and H.B. No. 1308, HD 1.

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 362, recommending referral to the Committee on Judiciary.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar.

UNFINISHED BUSINESS

H.B. No. 143, HD 1:

Representative Saiki moved that H.B. No. 143, HD 1 pass Third Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and I would just like to insert comments into the Journal. Just a quick side note, hopefully this will stop all the cat fighting that's been going on in the building between these different entities. Thank you."

Representative McKelvey's written remarks are as follows:

"Under the present statutory scheme as found in HRS, Chapter 92, as Relating to Freedom of Information, individuals applying for licenses have certain privacy rights that are protected from disclosure. These rights are

protected when they outweigh the public's right to know. As the law presently stands, the individual applying for a contractor's license or any other license, is protected from having the following information about him or her disclosed:

1. The record showing that the requisite experience for licensure is met or exceeded;

2. The record showing that relevant trade examinations have been passed; and

3. The record showing possession of adequate bonding.

"I believe the public's right to know clearly outweighs any privacy rights the applicant may have as pertaining to these 3 examples as set forth above. By passing this bill, all applicants for contractors' licenses would be required to disclose 1., 2., and, 3. above. HB 143 makes clear that licensed professionals' credentials and qualifications have no privacy interest, and is thus subject to disclosure.

"It is my hope that this bill puts an end to the unnecessary conflicts in the building between the different entities. This bill would at least create a platform for continued discussions for all interested parties."

The motion was put to vote by the Chair and carried, and H.B. No. 143, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FREEDOM OF INFORMATION," passed Third Reading by a vote of 51 ayes.

At 12:34 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 143, HD 1

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 401, recommending referral to the Committee on Judiciary.

UNFINISHED BUSINESS

H.B. No. 1308, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1308, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Carroll voting no.

At 12:35 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1308, HD 1

THIRD READING

H.B. No. 1068, HD 1:

Representative Saiki moved that H.B. No. 1068, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose and asked the Clerk to record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked the Clerk to record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Same request. But I do realize that this bill has a long way to go, so I look forward to working with the Senate on trying to address some of the concerns. Thank you."

Representative Fale rose and asked that the Clerk record and aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked the Clerk to record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hashem rose and asked the Clerk to record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with strong support. Our beautiful island state is known for the beautiful sandy beaches, sunshine almost all year and an eclectic array of residents and visitors from throughout the world. Our number one industry is dependent upon this image. However, Mr. Speaker, there is another side that some may know about, and others turn their heads away. For a vast majority, they do not know realize it exists. What I am speaking about Mr. Speaker is human trafficking.

"What HB 1068 HD 1 attempts to address is to inform and distribute information via the posting of signage in areas to inform those who witness trafficking or are engaged in being trafficked with a contact telephone number to report this activity. This measure will save lives. According to James Dold of the nationally renowned Polaris Project, Texas, Virginia, Maryland, Louisiana, California, Pennsylvania and Alabama have already enacted a hotline posting law in their respective states. Nevada, Arkansas, Florida, South Carolina and Georgia introduced legislation this year along with Hawaii.

"Testimony provided by Kathryn Xian of The Pacific Alliance to Stop Slavery stated that, 'Shared Hope International rated Hawaii second worst in the nation in protecting child victims of sex trafficking by law.' '…there is no sex trafficking statute in Hawaii…'

"Mr. Speaker, the City and County of Honolulu Emergency Medical Services also provided testimony in strong support stating, 'City and County of Honolulu EMS personnel received comprehensive awareness training regarding the enormous and despicable amount of trafficking victims in our backyard. Unbeknownst to them, EMS paramedics have cared for these victims over the years without any understanding as to the real story behind the victims' lives.'

"Chief of EMS, Patty Dukes, goes on to say, 'On behalf of the EMS professionals, I strongly support the requirement to post information regarding resources available to enslaved trafficked person, as well as the general public.'

"Mr. Speaker, I would like to commend Chief Dukes for her leadership role in ensuring that her staff was trained. Before this training, first responders such as our EMS were not aware of the signs to look for when they had attended trafficked victims. Hawaii's strategic location in the pacific makes us ideal for trafficking activity from throughout the world.

"The Judiciary committee amended this bill to require every employer to post a signage, however my hope is that we can address this to focus it especially on to those establishments where this activity is known or suspected to take place as this measure moves forward. HB 1068 HD 1 is a move to aid those who are vulnerable to abuse and will provide assistance to get those trafficked out of this bleak situation.

"For the aforementioned reasons Mr. Speaker, I rise in support. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, it's rarely we have a time to save money when we pass a bill. This one is going to save lives. But there's a better way that this bill could be saving money, and that is targeting it specifically like it was last year to those that are mostly highly probable to have these kinds of sex trafficking or otherwise human trafficking.

"I think that bill died, but as the fishermen have taught us, you fish where the fish are. This one goes too broad in places where it's going to a waste of postage and printing and I think even though it's small, it's symbolic that we can pass a bill to save money by making this bill better. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record and aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1068, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Choy, Coffman, Har, Ito, Jordan, Kawakami, McDermott, Oshiro, Say, Tokioka, Tsuji and Yamashita voting no.

At 12:38 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1068, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 48 and 49) and concurrent resolutions (H.C.R. Nos. 63 through 65) were referred to Printing and further action was deferred:

H.R. No. 48, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO TAKE STRONGER ACTION TO STOP WAGE THEFT IN HAWAII," was offered by Representative Ing.

H.R. No. 49, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF PROHIBITING SMOKING ON HAWAII'S PUBLIC BEACHES," was offered by Representative Ing.

H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO TAKE STRONGER ACTION TO STOP WAGE THEFT IN HAWAII," was offered by Representative Ing.

H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF PROHIBITING SMOKING ON HAWAII'S PUBLIC BEACHES," was offered by Representative Ing.

H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT A SCHEDULE OF REDUCED WATER TOLL RATES AND CHARGES THAT DIFFERENTIATES AMONG DIFFERENT IRRIGATION SYSTEM AREAS AND AGRICULTURAL USERS TO PROMOTE THE DEVELOPMENT AND EXPANSION OF HAWAII-GROWN AGRICULTURAL COMMODITIES THROUGH INCREASED USE OF IRRIGATION WATER," was jointly offered by Representatives Evans, Hanohano, Nakashima, Tsuji, Lowen and Onishi.

ANNOUNCEMENTS

Representative Hashem: "Mr. Speaker, your Committee on Labor & Public Employment requests a waiver of the 48-hour notice for the purpose of hearing an informational briefing for an update status on operations on the Boiler and Elevator branch of the Department of Labor and Industrial Relations. It's on Friday, March 8th, 2013, 10:30 a.m. in Room 309."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
32	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
33	Committee on Finance
34	Committee on Higher Education, then to the Committee on Legislative Management, then to the Committee on Finance
35	Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance
36	Committee on Health, then to the Committee on Consumer Protection & Commerce
37	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Judiciary
38	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
39	Committee on Health, then to the Committee on Finance
40	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health

H.C.R. Nos.	Referred to:
49	Committee on Water & Land, then to the Committee on Finance
50	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
51	Committee on Finance
52	Committee on Higher Education, then to the Committee on Legislative Management, then to the Committee on Finance
53	Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance
54	Committee on Health, then to the Committee on Finance

S.B. Nos.	Referred to:
2	Committee on Judiciary
3, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
4	Committee on Transportation, then to the Committee on Judiciary

5, SD1 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

6, SD1 Committee on Judiciary

8, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

9, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

15, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

16, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

17, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

19, SD1 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

23, SD1 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Finance

30, SD1 Committee on Judiciary

31 Committee on Judiciary

32 Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

41, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

46, SD2 Committee on Higher Education, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

49, SD2 Committee on Education, then to the Committee on Finance

58, SD2 Committee on Health, then to the Committee on Finance

59, SD1 Committee on Human Services, then to the Committee on Finance

60, SD1 Committee on Human Services, then to the Committee on Judiciary

61, SD1 Committee on Human Services, then to the Committee on Judiciary

66, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

68, SD1 Committee on Public Safety, then to the Committee on Judiciary

69, SD2 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

71, SD2 Committee on Public Safety, then to the Committee on Finance

74, SD1 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

82, SD1 Committee on Housing, then to the Committee on Finance

83, SD1 Jointly to the Committee on Housing and the Committee on Labor & Public Employment, then to the Committee on Finance

84 Committee on Housing, then to the Committee on Finance

86 Committee on Housing, then to the Committee on Finance

88, SD1 Committee on Housing, then to the Committee on Judiciary

91, SD2 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance

98, SD1 Committee on Human Services, then to the Committee on Finance

101 Committee on Energy & Environmental Protection, then to the Committee on Finance

102, SD2 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

103, SD1 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

104, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

105, SD2 Committee on Health, then to the Committee on Finance

106, SD1 Committee on Health, then to the Committee on Finance

120, SD1 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

137, SD2 Committee on Health, then to the Committee on Finance

148, SD2 Committee on Human Services, then to the Committee on Finance

170, SD2 Jointly to the Committee on Tourism and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

188, SD2 Jointly to the Committee on Health and the Committee on Economic Development & Business, then to the Committee on Finance

190, SD1 Committee on Finance

192 Committee on Judiciary

194, SD1 Committee on Judiciary

199, SD2 Committee on Health, then to the Committee on Finance

200 Committee on Consumer Protection & Commerce, then to the Committee on Finance

204, SD1 Committee on Public Safety, then to the Committee on Finance

210, SD1 Committee on Transportation, then to the Committee on Judiciary

212, SD1 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

213, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

225, SD1 Committee on Judiciary, then to the Committee on Finance

229, SD1 Committee on Legislative Management, then to the Committee on Judiciary

237, SD2 Jointly to the Committee on Water & Land and the Committee on Education and the Committee on Finance

238 Committee on Education, then to the Committee on Finance

239, SD1 Committee on Education, then to the Committee on Finance

240, SD2 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance

244, SD2 Committee on Education, then to the Committee on Finance

286, SD1 Committee on Judiciary

301, SD2 Committee on Human Services, then to the Committee on Finance

305, SD1 Committee on Housing, then to the Committee on Water & Land, then to the Committee on Finance

310, SD2 Committee on Health, then to the Committee on Public Safety, then to the Committee on Judiciary

312, SD1 Jointly to the Committee on Housing and the Committee on Public Safety, then to the Committee on Finance

326, SD1 Jointly to the Committee on Agriculture and the Committee on Health, then to the Committee on Finance

327, SD1 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

329, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

331, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

332, SD1 Jointly to the Committee on Economic Development & Business and the Committee on Labor & Public Employment, then to the Committee on Finance

337, SD2 Committee on Transportation, then to the Committee on Judiciary

341, SD2 Committee on Consumer Protection & Commerce

343, SD2 Committee on Health, then to the Committee on Finance

345, SD1 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

350, SD1 Committee on Finance

358, SD2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

369, SD1 Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

380, SD1 Committee on Higher Education, then to the Committee on Finance

381, SD2 Committee on Judiciary, then to the Committee on Finance

382, SD1 Committee on Transportation, then to the Committee on Finance

390, SD2 Committee on Human Services, then to the Committee on Education, then to the Committee on Finance

391, SD2 Committee on Human Services, then to the Committee on Finance

400, SD1 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

403, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

406, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

407, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

409, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

414, SD2 Committee on Economic Development & Business, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

442, SD1 Committee on Judiciary

452, SD2 Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance

453 Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance

456, SD2 Committee on Water & Land, then to the Committee on Finance

457, SD2 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

458, SD1 Committee on Education, then to the Committee on Finance

460, SD1 Committee on Higher Education, then to the Committee on Finance

463, SD2 Committee on Economic Development & Business, then to the Committee on Finance

464, SD1 Committee on Economic Development & Business, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

465, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

470, SD1 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

472, SD1 Committee on Judiciary, then to the Committee on Finance

479, SD2 Committee on Transportation, then to the Committee on Finance

482, SD1 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

490, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

492, SD2 Jointly to the Committee on Health and the Committee on Economic Development & Business, then to the Committee on Higher Education, then to the Committee on Finance

495, SD2 Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

497, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

498, SD2 Committee on Health, then to the Committee on Finance

499, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

500, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

502, SD1 Committee on Consumer Protection & Commerce

505, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

506, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

509 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

510, SD2 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

511 Committee on Consumer Protection & Commerce, then to the Committee on Finance

512, SD1 Jointly to the Committee on Labor & Public Employment and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

515, SD2 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

516, SD1 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary

524, SD1 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

527, SD1 Committee on Health, then to the Committee on Finance

529, SD1 Committee on Human Services, then to the Committee on Judiciary

532, SD1 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

535, SD1 Jointly to the Committee on Labor & Public Employment and the Committee on Economic Development & Business, then to the Committee on Judiciary

539, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance

540 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

548, SD1 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Consumer Protection & Commerce

551, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

564, SD2 Committee on Agriculture, then to the Committee on Finance

571, SD2 Committee on Transportation, then to the Committee on Finance

573, SD2 Committee on Education, then to the Committee on Finance

586, SD1 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

593, SD2 Committee on Agriculture, then to the Committee on Finance

595, SD1 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

598, SD2 Committee on Economic Development & Business, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

606, SD2 Committee on Higher Education, then to the Committee on Finance

608, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

614, SD1 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

623, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

624, SD2 Committee on Higher Education, then to the Committee on Finance

633 Committee on Consumer Protection & Commerce, then to the Committee on Finance

635, SD1 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

642 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

652, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

654, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

655, SD2 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

661, SD1 Committee on Health, then to the Committee on Finance

664, SD2 Committee on Health, then to the Committee on Finance

665, SD1 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

666, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

668, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

678, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

680, SD1 Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

681, SD2 Jointly to the Committee on Public Safety and the Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

693, SD2 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

697 Committee on Economic Development & Business, then to the Committee on Finance

708, SD2 Committee on Water & Land, then to the Committee on Finance

709, SD1 Committee on Agriculture, then to the Committee on Economic Development & Business, then to the Committee on Finance

718, SD2 Committee on Economic Development & Business, then to the Committee on Finance

722, SD2 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

726, SD2 Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

727 Committee on Judiciary, then to the Committee on Finance

747, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

750, SD2 Committee on Economic Development & Business, then to the Committee on Finance

753, SD2 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

754, SD2 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

757, SD2 Committee on Agriculture, then to the Committee on Finance

775 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

795, SD1 Committee on Legislative Management, then to the Committee on Finance

803, SD2 Committee on Energy & Environmental Protection, then jointly to the Committee on Water & Land and the Committee on Transportation, then to the Committee on Finance

814, SD1 Committee on Housing, then to the Committee on Public Safety, then to the Committee on Finance

815, SD2 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

827, SD1 Committee on Judiciary

848, SD1 Committee on Legislative Management, then to the Committee on Judiciary

853, SD1 Committee on Judiciary

856 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

858, SD1 Committee on Judiciary, then to the Committee on Consumer Protection & Commerce

867, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

868, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

872, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

873, SD2 Committee on Judiciary, then to the Committee on Finance

877, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

878, SD1 Committee on Judiciary, then to the Committee on Finance

879, SD1 Committee on Judiciary, then to the Committee on Finance

880, SD1 Committee on Public Safety, then to the Committee on Judiciary

883, SD2 Jointly to the Committee on Labor & Public Employment and the Committee on Public Safety, then to the Committee on Finance

885, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

888 Committee on Human Services, then to the Committee on Judiciary

889, SD1 Committee on Judiciary, then to the Committee on Finance

891 Committee on Judiciary, then to the Committee on Finance

893, SD1 Committee on Legislative Management, then to the Committee on Judiciary

895, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

896, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

897, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

898, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

899, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

901, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

902, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

903 Committee on Labor & Public Employment, then to the Committee on Finance

904, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

905, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

906, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

907, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

908, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

909, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

910, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

911, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

914, SD1 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

930, SD1 Committee on Economic Development & Business, then to the Committee on Finance

933, SD1 Committee on Health, then to the Committee on Finance

936, SD2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

937, SD2 Committee on Agriculture, then to the Committee on Finance

945, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

946, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

948, SD1 Committee on Finance

960, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

961, SD1 Committee on Economic Development & Business, then to the Committee on Finance

965, SD1 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

966 Committee on Judiciary

967, SD2 Committee on Higher Education, then to the Committee on Finance

972 Committee on Public Safety, then to the Committee on Health, then to the Committee on Judiciary

974, SD2 Committee on Agriculture, then to the Committee on Finance

978 Committee on Judiciary

982, SD1 Committee on Judiciary, then to the Committee on Finance

987, SD1 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

991, SD2 Committee on Agriculture, then to the Committee on Finance

992, SD2 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

993, SD2 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

997, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

998, SD1 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1002, SD2 Committee on Water & Land, then to the Committee on Finance

1003, SD2 Committee on Economic Development & Business, then to the Committee on Finance

1007, SD2 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

1009, SD1 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1010, SD1 Committee on Judiciary, then to the Committee on Finance

1020, SD1 Committee on Consumer Protection & Commerce

1025 Committee on Housing, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1027, SD1 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1033 Committee on Finance

1036 Committee on Labor & Public Employment, then to the Committee on Finance

1039 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1040 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1042, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1043, SD1 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1045, SD1 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1057, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

1066 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1067, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1068, SD2 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1069, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1070, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1071, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1072, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1073, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

1074, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1076 Committee on Health, then to the Committee on Consumer Protection & Commerce

1077, SD2 Jointly to the Committee on Water & Land and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1082, SD1 Committee on Education, then to the Committee on Finance

1083 Committee on Education, then to the Committee on Finance

1084, SD1 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

1087, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1091, SD1 Committee on Finance

1092, SD1 Committee on Finance

1093, SD2 Committee on Education, then to the Committee on Finance

1094, SD1 Committee on Finance

1095, SD2 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

1099, SD2 Committee on Human Services, then to the Committee on Finance

1100, SD1 Committee on Human Services, then to the Committee on Finance

1101, SD2 Committee on Human Services, then to the Committee on Finance

1102 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1103 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1106, SD2 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1109, SD2 Committee on Health, then to the Committee on Judiciary

1112 Committee on Housing, then to the Committee on Finance

1118, SD1 Committee on Housing, then to the Committee on Labor & Public Employment, then to the Committee on Finance

1124, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1127, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

1131, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

1132, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

1133, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1135, SD2 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

1138 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1139, SD2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1141, SD2 Jointly to the Committee on Health and the Committee on Public Safety, then to the Committee on Judiciary

1143, SD2 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance

1161, SD1 Committee on Transportation, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1162, SD1 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary

1166, SD1 Committee on Energy & Environmental Protection, then to the Committee on Water & Land, then to the Committee on Finance

1168, SD1 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1169, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

1170, SD2 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance

1171, SD1 Committee on Transportation

1172 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce

1174, SD1 Committee on Finance

1175 Committee on Public Safety, then to the Committee on Judiciary

1176, SD1 Committee on Public Safety, then to the Committee on Judiciary

1177 Committee on Public Safety, then to the Committee on Judiciary

1179, SD1 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1180 Committee on Public Safety, then to the Committee on Judiciary

1181, SD1 Committee on Public Safety, then to the Committee on Judiciary

1183, SD2 Committee on Public Safety, then to the Committee on Judiciary

1184, SD1 Committee on Finance

1185, SD1 Committee on Finance

1187, SD1 Committee on Finance

1188, SD1 Committee on Finance

1190, SD1 Committee on Finance

1191, SD1 Committee on Finance

1192, SD1 Committee on Finance

1193, SD1 Committee on Finance

1194, SD2 Committee on Tourism, then to the Committee on Finance

1196, SD1 Committee on Economic Development & Business, then to the Committee on Finance

1197, SD1 Committee on Finance

1201, SD1 Committee on Tourism, then to the Committee on Finance

1203, SD1 Committee on Finance

1206, SD1 Committee on Finance

1207 Committee on Transportation, then to the Committee on Water & Land

1209, SD1 Committee on Transportation, then to the Committee on Finance

1213, SD2 Committee on Transportation, then to the Committee on Finance

1214, SD1 Committee on Transportation, then to the Committee on Finance

1221, SD2 Committee on Higher Education, then to the Committee on Finance

1233 Jointly to the Committee on Health and the Committee on Labor & Public Employment, then to the Committee on Finance

1235, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1236, SD1 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

1237, SD2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1238, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1240, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

1249, SD2 Committee on Judiciary, then to the Committee on Finance

1254, SD1 Committee on Health, then to the Committee on Finance

1256, SD1 Jointly to the Committee on Higher Education and the Committee on Economic Development & Business, then to the Committee on Finance

1258, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1261, SD2 Committee on Economic Development & Business, then to the Committee on Finance

1265, SD1 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1272, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

1273, SD2 Jointly to the Committee on Higher Education and the Committee on Economic Development & Business, then to the Committee on Finance

1275, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1280, SD2 Committee on Economic Development & Business, then to the Committee on Finance

1293, SD1 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

1298 Committee on Finance

1301, SD1 Jointly to the Committee on Labor & Public Employment and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1306, SD2 Jointly to the Committee on Health and the Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1317, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

1336, SD2 Committee on Health, then to the Committee on Finance

1337, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1339, SD1 Committee on Health, then to the Committee on Finance

1340, SD2 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1349, SD2 Committee on Economic Development & Business, then to the Committee on Finance

1357, SD2 Jointly to the Committee on Water & Land and the Committee on Transportation, then to the Committee on Judiciary

1360, SD1 Committee on Finance

1361, SD2 Committee on Water & Land, then to the Committee on Finance

1370, SD2 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1371, SD2 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1384, SD2 Committee on Higher Education, then to the Committee on Judiciary

1385, SD1 Committee on Higher Education, then to the Committee on Finance

1387, SD2 Committee on Higher Education, then to the Committee on Finance

1388, SD2 Committee on Higher Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.B. Nos.	Re-referred to:
143, HD1	Committee on Consumer Protection & Commerce
1308, HD1	Jointly to the Committee on Public Safety and the Committee on Transportation

ADJOURNMENT

At 12:39 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 8, 2013.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 393 through 398) were received by the Clerk:

Sen. Com. No. 393, transmitting S.B. No. 10, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION," which passed Third Reading in the Senate on March 7, 2013.

Sen. Com. No. 394, transmitting S.B. No. 97, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 7, 2013.

Sen. Com. No. 395, transmitting S.B. No. 215, SD 3, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 7, 2013.

Sen. Com. No. 396, transmitting S.B. No. 563, SD 3, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 7, 2013.

Sen. Com. No. 397, transmitting S.B. No. 682, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," which passed Third Reading in the Senate on March 7, 2013.

Sen. Com. No. 398, transmitting S.B. No. 1289, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 7, 2013.

TWENTY-SEVENTH DAY

Friday, March 8, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Kalani Souza of Olohana, Incorporated, after which the Roll was called showing all Members present with the exception of Representatives Cachola and McKelvey, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Sixth Day was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Rhoads, on behalf of Representative Cachola and himself, introduced students from Kalakaua Middle School and their teachers, Ms. Leeanne Quimoyog, Mr. Greg Yolpone, Ms. Cindy Watanabe, Mr. Lee Moananu, Ms. Jamie Aoki, Mr. Blaine Kashiwaeda, Ms. Loke Gihon, Ms. Lea Palimoo, Ms. Bonnie Fujii and Ms. Hina Torres Desa.

Representative Har introduced former State Senator, former Executive Director of the Democratic Party of Hawaii, current President and Chief Executive Officer of Hawaii Tourism Authority, Mr. Mike McCartney.

Representative Fale introduced students from the Hawaii Active Learning Academy and the President, Ms. Melanie Cameron.

Representative Ohno introduced teachers from HSTA.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 57) was announced by the Clerk and the following action taken:

H.R. No. 57, entitled: "HOUSE RESOLUTION CONGRATULATING JUNIOR ACHIEVEMENT OF HAWAII ON OVER 50 YEARS OF SERVICE AND THE BUSINESS HALL OF FAME LAUREATES ON THEIR CONTRIBUTIONS TO ECONOMIC PROSPERITY IN HAWAII," was offered by Representative Choy.

Representative Choy moved that H.R. No. 57 be adopted, seconded by Representative Ichiyama.

Representative Choy congratulated and thanked Junior Achievement of Hawaii for over 50 years of service providing an environment for dedicated business partners to educate and inspire future leaders.

Representative Choy introduced guests seated on the Floor of the House:

Mr. Ben Nakaoka, Board Chair; and
Ms. Roz Burton-Torres, President.

Representative Choy then introduced and recognized the 2013 Junior Achievement of Hawaii Laureates seated on the Floor of the House:

Mr. Randal Hiraki, founder and President of Commercial Plumbing Inc.;
Mr. Ralph S. Inouye, founder of Ralph S. Inouye Co. Ltd.; and
Mr. Russell Oda, founder of Oda McCarty Architects Ltd.

Representative Choy also recognized guests seated in the gallery:

Guests of Mr. Randal Hiraki:
Daughters, Ms. Kelly Hiraki and Ms. Cori Hiraki; and
Commercial Plumbing Colleagues: Mr. Mark Suzuki, Vice President; Mr. Brian Uemori, Comptroller; and Ms. Kathyrn Yamauchi, Business Manager.

Guests of Mr. Ralph S. Inouye:
Sons, Mr. Cid Inouye and Mr. Lance Inouye; and
Daughter, Ms. Cindra Inouye.

Guests of Mr. Russell Oda:
Wife, Mrs. Aki Oda;
Daughter, Ms. Roseanne Oda-Ching;
Grandson, Mr. Reese Ching;
Nieces, Ms. Patricia Oda and Ms. Alana Higa;
Sister, Mrs. Candi Arita; and
Brother-in-Law, Mr. Sonny Arita.

Representative Choy then recognized his intern, Mr. James Skizewski.

At 12:21 o'clock p.m., Representative Choy requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:22 o'clock p.m.

The motion was put to vote by the Chair and carried, and H.R. No. 57 was adopted, with Representatives Cachola, Har, Kobayashi, McKelvey and Tokioka being excused.

The following resolution (H.R. No. 58) was announced by the Clerk and the following action taken:

H.R. No. 58, entitled: "HOUSE RESOLUTION HONORING THE MERRIE MONARCH FESTIVAL ON THE HISTORIC OCCASION OF ITS 50TH ANNIVERSARY," was jointly offered by Representatives Tsuji, Evans, Nakashima, Hanohano, Lowen and Onishi.

Representative Tsuji moved that H.R. No. 58 be adopted, seconded by Representative Hanohano.

Representative Tsuji recognized the Merrie Monarch Festival for helping to revive tourism in Hawaii by sharing *aloha* and culture with the world, and congratulated them on their 50th anniversary.

Representative Tsuji then introduced the honoree seated on the Floor of the House:

Ms. Colleen Kawelu, daughter of Merrie Monarch Festival President, Mrs. Luana Kawelu.

Representative Hanohano honored King David Kalākaua, known by his nickname "Merrie Monarch", for the revival of Hula during his reign as king and for the creation of our State Song, *Hawai'i Pono'i*, and wished the Merrie Monarch Festival a Happy 50th Birthday.

The motion was put to vote by the Chair and carried, and H.R. No. 58 was adopted, with Representatives Cachola, Har, McKelvey and Tokioka being excused.

At 12:33 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 50 through 56) and concurrent resolutions (H.C.R. Nos. 66 through 73) were referred to Printing and further action was deferred:

H.R. No. 50, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF REGENTS AND THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO GIVE PREFERENCE TO LOCAL CANDIDATES WHEN HIRING FOR EXECUTIVE PERSONNEL POSITIONS AT THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Takai and Nishimoto.

H.R. No. 51, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ENACT COMPREHENSIVE IMMIGRATION REFORM," was offered by Representative Cabanilla.

H.R. No. 52, entitled: "HOUSE RESOLUTION URGING ALL PUBLIC FACILITIES TO ESTABLISH SECURE BICYCLE PARKING AREAS, CONDOMINIUMS TO CONSTRUCT SECURE BICYCLE PARKING WHEN CONDUCTING RENOVATIONS, AND THE COUNTIES TO CONSIDER SECURE BICYCLE PARKING IN FUTURE VERSIONS OF THE BUILDING CODE," was jointly offered by Representatives Lowen, Ing, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Takayama and Woodson.

H.R. No. 53, entitled: "HOUSE RESOLUTION EXPRESSING COMMITMENT TO THE CONSTITUTION OF THE UNITED STATES," was jointly offered by Representatives Takumi and Rhoads.

H.R. No. 54, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH REDUCED TARIFFS FOR THE SALE OF ELECTRICITY GENERATED BY NONFOSSIL FUEL PRODUCERS THAT ELECTRIC UTILITIES WOULD OTHERWISE CURTAIL DURING OFF-PEAK HOURS TO PERSONS ENGAGED IN AQUACULTURE, AQUAPONICS, AND AGRICULTURE," was jointly offered by Representatives Wooley and Onishi.

H.R. No. 55, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was jointly offered by Representatives Mizuno, Aquino, Awana, Brower, Cachola, Cullen, Ohno and Takumi.

H.R. No. 56, entitled: "HOUSE RESOLUTION URGING THE PRESERVATION OF HOOPILI LANDS FOR AGRICULTURAL USE," was offered by Representative Cabanilla.

H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS AND THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO GIVE PREFERENCE TO LOCAL CANDIDATES WHEN HIRING FOR EXECUTIVE PERSONNEL POSITIONS AT THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Takai and Nishimoto.

H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ENACT COMPREHENSIVE IMMIGRATION REFORM," was offered by Representative Cabanilla.

H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING ALL PUBLIC FACILITIES TO ESTABLISH SECURE BICYCLE PARKING AREAS, CONDOMINIUMS TO CONSTRUCT SECURE BICYCLE PARKING WHEN CONDUCTING RENOVATIONS, AND THE COUNTIES TO CONSIDER SECURE BICYCLE PARKING IN FUTURE VERSIONS OF THE BUILDING CODE," was jointly offered by Representatives Lowen, Ing, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Takayama and Woodson.

H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING COMMITMENT TO THE CONSTITUTION OF THE UNITED STATES," was jointly offered by Representatives Takumi and Rhoads.

H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH REDUCED TARIFFS FOR THE SALE OF ELECTRICITY GENERATED BY NONFOSSIL FUEL PRODUCERS THAT ELECTRIC UTILITIES WOULD OTHERWISE CURTAIL DURING OFF-PEAK HOURS TO PERSONS ENGAGED IN AQUACULTURE, AQUAPONICS, AND AGRICULTURE," was jointly offered by Representatives Wooley and Onishi.

H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was jointly offered by Representatives Mizuno, Aquino, Awana, Brower, Cachola, Cullen, Ohno and Takumi.

H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESERVATION OF HOOPILI LANDS FOR AGRICULTURAL USE," was offered by Representative Cabanilla.

H.C.R. No. 73, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING NONPROFIT ORGANIZATIONS THAT PROVIDE OUTREACH SERVICES TO HOMELESS INDIVIDUALS TO EVALUATE OFFICER AND EMPLOYEE COMPENSATION," was offered by Representative Cabanilla.

ANNOUNCEMENTS

Representative Kawakami: "Thank you, Mr. Speaker. It's an honor and a privilege to be able to recognize one of our own 'spring chickens' on her birthday, the Representative from Moanalua. District 32 is very lucky to have her. Happy Birthday."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.B. Nos.	Referred to:
10, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
97, SD2	Committee on Consumer Protection & Commerce, then to the Committee on Finance
215, SD3	Jointly to the Committee on Economic Development & Business and the Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
563, SD3	Committee on Higher Education, then to the Committee on Finance

682, SD2	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce
1289, SD2	Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	**Re-referred to:**
463, SD2	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
548, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health, then to the Committee on Consumer Protection & Commerce
750, SD2	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
856	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
933, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health, then to the Committee on Finance
965, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
972	Jointly to the Committee on Public Safety and the Committee on Health, then to the Committee on Judiciary
1273, SD2	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then jointly to the Committee on Higher Education and the Committee on Economic Development & Business, then to the Committee on Finance

ADJOURNMENT

Representative Awana moved that the House stand adjourned until 12:00 o'clock noon, Monday, March 11, 2013, seconded by Representative Fukumoto.

At 12:44 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

At 12:45 o'clock p.m., the motion was put to vote by the Chair and carried, and the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 11, 2013. (Representatives Belatti, Cachola, Har, McKelvey, Morikawa and Tokioka were excused.)

TWENTY-EIGHTH DAY

Monday, March 11, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Blayne Higa of Pacific Buddhist Academy, after which the Roll was called showing all Members present with the exception of Representatives Rhoads and Souki, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Seventh Day was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Fale introduced the Chair of the Oahu Burial Council, Ms. Hinaleimoana Kalu.

Representative Har introduced former House of Representatives Communications Assistant, Ms. Thelma Dreyer; and Mr. Alan Takemoto, Community Affairs Manager, Monsanto.

Representative Tokioka, on behalf of the Kauai delegation, introduced Ms. Laurie Yoshida.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 64) was announced by the Clerk and the following action taken:

H.R. No. 64, entitled: "HOUSE RESOLUTION RECOGNIZING THE OUTSTANDING ENTERTAINERS OF THE HAWAIIAN ROOM IN NEW YORK CITY," was offered by Representative Brower.

Representative Brower moved that H.R. No. 64 be adopted, seconded by Representative Cheape.

Representative Brower recognized the 75th anniversary of the opening of the Hawaiian Room, for bringing Hawaiian culture and practices to the world through performances of Hawaiian music and *hula*.

Representative Brower then introduced honorees seated on the Floor of the House:

Ms. Leialoha Kaleikini;
Ms. Manu Kanemura Bentley;
Ms. Leonani Akau Hagen;
Ms. TeMoana Makolo; and
Ms. Kaui Virgeniza Santana.

Representative Cheape introduced guests seated in the gallery:

Mr. Keoni May;
Ms. Maile Loo; and
Ms. Linda Dela Cruz.

Representative Cheape also recognized Ms. Tutasi Wilson, who could not be here today, and wished her a Happy 99th Birthday.

The motion was put to vote by the Chair and carried, and H.R. No. 64 was adopted, with Representatives Rhoads and Souki being excused.

The following resolution (H.R. No. 65) was announced by the Clerk and the following action taken:

H.R. No. 65, entitled: "HOUSE RESOLUTION COMMENDING JIM LALLY AND PROJECT WAIALEALE'S COMMUNITY COLLEGE SCHOLARSHIP PROGRAM," was jointly offered by Representatives Ward and Kawakami.

Representative Ward moved that H.R. No. 65 be adopted, seconded by Representative Kawakami.

Representative Ward honored and commended Project Waialeale's Community College Scholarship Program for giving underprivileged students the opportunity to go to College.

Representative Ward introduced and recognized the honoree seated on the Floor of the House:

Mr. James "Jim" P. Lally, founder of the Waialeale Project.

Representative Ward then introduced friends and supporters seated on the Floor of the House:

Mr. Bert Kobayashi;
Ms. Naomi Lowe; and
Mr. Paul Lowe.

Representative Kawakami thanked Mr. Lally and the Scholarship Program for creating bridges to strengthen and empower the youth of Kauai.

Representative Morikawa recognized the Waialeale Scholarship Program, and thanked them for their work in sending a young man from Kauai to Community College, motivating him during an awful time in his life and assuring him a bright future.

Representative Tokioka reflected on the comments of the previous speakers and thanked Mr. Lally on behalf of all the children that he has touched on Kauai.

The motion was put to vote by the Chair and carried, and H.R. No. 65 was adopted, with Representatives Rhoads and Souki being excused.

At 12:32 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

REPORTS OF STANDING COMMITTEES

At this time, the Chair stated:

"Members, please note the 48-hour notice for Standing Committee Reports Numbers 925 and 926 as listed on pages 1 and 2."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 925) recommending that H.B. No. 222, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 925 on H.B. No. 222, 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. 222, HD 2, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 926) recommending that H.B. No. 197, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 926 on H.B. No. 197, 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. 197, HD 2, were made available to the Members of the House.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 927) recommending that S.B. No. 1174, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1174, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Rhoads and Souki being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 928) recommending that H.B. No. 200, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 200, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Rhoads and Souki being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 59 through 63) and concurrent resolutions (H.C.R. Nos. 74 through 81) were referred to Printing and further action was deferred:

H.R. No. 59, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT THE CREATION OF FOREIGN LANGUAGE IMMERSION CLASSES IN PUBLIC ELEMENTARY SCHOOLS," was offered by Representative Takumi.

H.R. No. 60, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was offered by Representative Takayama.

H.R. No. 61, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN," was jointly offered by Representatives Evans, Aquino, Coffman, Hanohano, Lowen, Tsuji, Woodson and Nakashima.

H.R. No. 62, entitled: "HOUSE RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was jointly offered by Representatives Belatti, Cabanilla, Carroll, Cheape, Jordan, Morikawa, Oshiro, Takayama, Woodson, Wooley, Brower and Evans.

H.R. No. 63, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DESIGNATE AND NAME THE WAIAKEA HIGH SCHOOL TRACK AND FIELD FACILITY AS THE KEN YAMASE MEMORIAL TRACK AND FIELD FACILITY," was offered by Representative Tsuji.

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO MAINTAIN, MONITOR, AND ENFORCE ANTI-BULLYING, ANTI-CYBERBULLYING, ANTI-HARASSMENT, AND ANTI-DISCRIMINATION POLICIES AND PROCEDURES TO PROTECT PUBLIC AND CHARTER SCHOOL STUDENTS," was offered by Representative Takumi.

H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT THE CREATION OF FOREIGN LANGUAGE IMMERSION CLASSES IN PUBLIC ELEMENTARY SCHOOLS," was offered by Representative Takumi.

H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was offered by Representative Takayama.

H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE LEGISLATURE'S SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN," was jointly offered by Representatives Evans, Coffman, Hanohano, Lowen, Tsuji, Woodson and Nakashima.

H.C.R. No. 78, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PUBLIC CHARTER SCHOOL COMMISSION TO CONVENE A TASK FORCE TO STUDY ISSUES RELATING TO FEDERAL FUNDING FOR PUBLIC CHARTER SCHOOLS," was jointly offered by Representatives Evans, Aquino, Coffman, Hanohano, Lowen, Tsuji, Woodson and Nakashima.

H.C.R. No. 79, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF AGRICULTURE TO CONVENE A TASK FORCE ON FISH LABELING," was jointly offered by Representatives Evans, Aquino, Carroll, Hanohano, Lee, Lowen, Mizuno, Morikawa, Woodson, Wooley and Tsuji.

H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A REPORT TO THE LEGISLATURE ON ACTIONS TAKEN IN RESPONSE TO THE FINDINGS AND RECOMMENDATIONS CONTAINED IN THE AUDITOR'S REPORT NOS. 01-09 AND 06-04, RELATING TO THE DIVISION OF BOATING AND OCEAN RECREATION," was jointly offered by Representatives Evans, Aquino, Coffman, Hanohano, Lee, Lowen, Woodson, Nakashima and Tsuji.

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was jointly offered by Representatives Belatti, Brower, Cabanilla, Carroll, Cheape, Jordan, Morikawa, Takayama, Woodson, Wooley, Evans and Oshiro.

ANNOUNCEMENTS

Representative Awana: "Mr. Speaker, today is March 11, marking the second anniversary of the earthquake and tsunami catastrophe that took place off the coast of Tohoku, often referred to as Higashi Nihon Daishinsai. Impacted prefectures were Miyagi, Iwate and Fukushima. Mr. Speaker, at the appropriate time I'd like to request a moment of silence in honor of those impacted by this event, those who have passed which is estimated at 19,000, those who are still missing, and 300,000 individuals

and families who remain displaced and continue to reside in shelters to this day.

"At a memorial ceremony held earlier today, Emperor Akihito stated, 'I pray that the peaceful lives of those affected can resume as soon as possible.' Mr. Speaker, I'm sure that this Body echoes the Emperor's sentiments as well. Again, I'd like to ask at the appropriate time if we can have a moment of silence for this."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the victims of the 2011 Tohoku Earthquake and Tsunami, Higashi Nihon Daishinsai.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
41	Committee on Health, then to the Committee on Consumer Protection & Commerce
42	Committee on Finance
43	Committee on Education
44	Committee on Public Safety, then to the Committee on Judiciary
45	Jointly to the Committee on Economic Development & Business and the Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

H.C.R. Nos.	Referred to:
55	Committee on Health, then to the Committee on Consumer Protection & Commerce
56	Committee on Finance
57	Committee on Education
58	Committee on Public Safety, then to the Committee on Judiciary
59	Jointly to the Committee on Economic Development & Business and the Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
310, SD2	Jointly to the Committee on Health and the Committee on Public Safety, then to the Committee on Judiciary
328, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
332, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
492, SD2	Jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Finance
652, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
708, SD2	Jointly to the Committee on Water & Land and the Committee on Agriculture, then to the Committee on Finance
1074, SD2	Committee on Health, then to the Committee on Finance
1124, SD1	Committee on Health, then to the Committee on Finance
1240, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 12:49 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 12, 2013. (Representatives Rhoads and Souki were excused.)

TWENTY-NINTH DAY

Tuesday, March 12, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Bob McDermott, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Eighth Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 236) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 236, dated March 8, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Departments of Commerce and Consumer Affairs (DCCA) and Transportation (DOT).

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Wooley introduced DLNR Director, Mr. William Aila, Jr., and his wife, Melva Aila; and family of Mr. Louis "Buzzy" Agard: Mr. Louis Agard III, Mr. Louis Agard IV, Mr. Kekuni Agard and Ms. Carol Agard.

Representative Cullen, on behalf of Representative Har and himself, introduced students from Mauka Lani Elementary School: Shai Paige, Taysha Paige, Reina Fukuoka, Genesis English-Marcello, Lilikoi Camp-Madijanon, Alexander Heinze, Kendric Abe, Eric Thomas, Isaac Maluina, Amy Sotoa, Nicole Namohala, Annie Heinze, Haley Burley, Mikayla Rita, Julie Jeong, Blaze Kamoku, Jonathan Sanderson, Tiani Madriaga, Brendyn Knight, Keila Kamoku, Raysen Palakiko, Olivia Maddock, Kaimi Kalaukahi-Castaneda, Manea Kaawaloa, Raiden Fia, Matthew Nakandakari and Zachary Tamura; and their teacher, Ms. Arisa Domingo.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 75) was announced by the Clerk and the following action taken:

H.R. No. 75, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE AND GRATITUDE FOR THOSE EXCEPTIONAL INDIVIDUALS WHO HAVE SHOWN OUTSTANDING COMMITMENT TO ESTABLISHING THE PAPAHĀNAUMOKUĀKEA MARINE NATIONAL MONUMENT," was offered by Representative Wooley.

Representative Wooley moved that H.R. No. 75 be adopted, seconded by Representative Morikawa.

Representative Lee noted the importance of the Papahānaumokuākea Marine National Monument in preserving the coral reef, marine and wildlife of the Hawaiian Islands, the largest public conservation trust in the United States and first mixed natural and cultural World Heritage Site, and congratulated and thanked them for their work.

Representative Wooley introduced and recognized honorees seated on the Floor of the House:

Mr. Timothy Johns, Chair, North Western Hawaiian Islands (NWHI) Ecosystem Reserve Advisory Council.

Ms. Aulani Wilhelm, Superintendent, Papahānaumokuākea Marine National Monument.

Mr. Louis "Buzzy" Agard, Native Hawaiian *Kupuna*, North Western Hawaiian Islands (NWHI) Reserve Advisory Council.

The motion was put to vote by the Chair and carried, and H.R. No. 75 was adopted.

At 12:28 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 929), recommending that H.C.R. No. 6 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 6, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF PUBLIC LAW 103-150, RECOGNIZING THE PROGRESS MADE TOWARDS RECONCILIATION AND NATIVE HAWAIIAN SELF-GOVERNANCE AND SELF-DETERMINATION, REAFFIRMING THE STATE'S COMMITMENT TO RECONCILIATION WITH NATIVE HAWAIIANS FOR HISTORICAL INJUSTICES, URGING THE FEDERAL GOVERNMENT TO ADVANCE RECONCILIATION EFFORTS WITH NATIVE HAWAIIANS, AND SUPPORTING EFFORTS TO FURTHER THE SELF-DETERMINATION AND SOVEREIGNTY OF NATIVE HAWAIIANS," was referred to the Committee on Judiciary, with Representatives Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 930), recommending that H.C.R. No. 23, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 23, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR IMPROVING OBESITY PREVENTION-RELATED SERVICES AND COUNSELING IN ACCORDANCE WITH THE IMPLEMENTATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was referred to the Committee on Finance, with Representatives Say and Tokioka being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 931), recommending that H.C.R. No. 18, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 18, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO ADVISE THE SPECIAL ACTION TEAM ON THE OPTIMAL NUMBER OF FORENSIC EXAMINATIONS NECESSARY FOR FELONY CASES," was referred to the Committee on Judiciary, with Representatives Say and Tokioka being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Third Reading by consent calendar. (Representatives Say and Tokioka were excused.)

THIRD READING

S.B. No. 1174, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1174, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

At 12:48 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1174, SD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 66 through 74) and concurrent resolutions (H.C.R. Nos. 82 through 97) were referred to Printing and further action was deferred:

H.R. No. 66, entitled: "HOUSE RESOLUTION URGING ALL HEALTH CARE PROVIDERS IN HAWAII THAT PERFORM ORGAN TRANSPLANTATION TO CONSIDER PLACING HIV-POSITIVE PATIENTS WHO NEED AN ORGAN TRANSPLANT ON AN ORGAN TRANSPLANT WAITLIST," was offered by Representative McDermott.

H.R. No. 67, entitled: "HOUSE RESOLUTION REQUESTING THE CONTRACTORS LICENSE BOARD TO PREPARE A REPORT THAT EVALUATES EACH AUTOMATIC SPECIALTY LICENSE ISSUED TO "A" GENERAL ENGINEERING CONTRACTORS AND "B" GENERAL BUILDING CONTRACTORS," was jointly offered by Representatives McKelvey, Brower, Cabanilla, Carroll, Evans, Lee, Souki, Tsuji and Belatti.

H.R. No. 68, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS," was offered by Representative McKelvey.

H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO DETERMINE AN EFFECTIVE AND EFFICIENT PROCEDURE TO ENSURE THAT OUT-OF-STATE DESIGN PROFESSIONALS PRACTICING IN HAWAII ARE PAYING APPROPRIATE STATE TAXES," was jointly offered by Representatives McKelvey, Choy, Evans, Kawakami, Souki and Tsuji.

H.R. No. 70, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY WITH COOPERATION FROM THE DEPARTMENT OF HEALTH AND THE HAWAII VISITORS AND CONVENTION BUREAU TO IMPROVE MARKETING AND VISITOR INFORMATION STRATEGIES TO ATTRACT DISABLED TRAVELERS TO HAWAII," was jointly offered by Representatives Hashem and Oshiro.

H.R. No. 71, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was offered by Representative Aquino.

H.R. No. 72, entitled: "HOUSE RESOLUTION URGING THE STATE OF HAWAII DEPARTMENT OF DEFENSE AND THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII TO ESTABLISH A WORKING GROUP TO ASSESS THE FEASIBILITY OF A CONSOLIDATED MILITARY TRANSITION, IMMERSION, AND EDUCATION CENTER," was jointly offered by Representatives Ito, Carroll, Har, Hashem, Luke, Nishimoto, Say, Takai, Tokioka, Tsuji and Nakashima.

H.R. No. 73, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES TO ESTABLISH REASONABLE CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was offered by Representative Souki.

H.R. No. 74, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was offered by Representative Ohno.

H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION URGING ALL HEALTH CARE PROVIDERS IN HAWAII THAT PERFORM ORGAN TRANSPLANTATION TO CONSIDER PLACING HIV-POSITIVE PATIENTS WHO NEED AN ORGAN TRANSPLANT ON AN ORGAN TRANSPLANT WAITLIST," was offered by Representative McDermott.

H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO RESTRIPE SOUTHBOUND LANES OF FORT WEAVER ROAD FROM TWO LANES TO THREE LANES BEGINNING AT THE FORT WEAVER ROAD AND H-1 OVERPASS," was jointly offered by Representatives McDermott, Har, Cabanilla, Fale, Fukumoto, McKelvey, Saiki and Ward.

H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO USE THE H-1 FREEWAY ZIPPER LANE DURING THE AFTERNOON RUSH HOUR FOR WESTBOUND TRAFFIC," was jointly offered by Representatives McDermott, Fukumoto, McKelvey, Cabanilla, Fale, Har, Saiki and Ward.

H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONTRACTORS LICENSE BOARD TO PREPARE A REPORT THAT EVALUATES EACH AUTOMATIC SPECIALTY LICENSE ISSUED TO "A" GENERAL ENGINEERING CONTRACTORS AND "B" GENERAL BUILDING CONTRACTORS," was jointly offered by Representatives McKelvey, Brower, Carroll, Evans, Lee, Tsuji, Belatti, Cabanilla and Souki.

H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PROFESSIONAL AND VOCATIONAL LICENSING DIVISION TO CONVENE A WORKING GROUP TO CONSIDER STREAMLINING OR CONSOLIDATING ANY OF THE LICENSING BOARDS AND COMMISSIONS WITHIN THE PURVIEW OF THE DIVISION," was offered by Representative McKelvey.

H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO DETERMINE AN EFFECTIVE AND EFFICIENT PROCEDURE TO ENSURE THAT OUT-OF-STATE DESIGN PROFESSIONALS PRACTICING IN HAWAII ARE PAYING APPROPRIATE STATE TAXES," was jointly offered by Representatives McKelvey, Choy, Evans, Kawakami, Souki and Tsuji.

H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS," was offered by Representative McKelvey.

H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was offered by Representative Aquino.

H.C.R. No. 90, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII DEPARTMENT OF DEFENSE AND THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII TO ESTABLISH A WORKING GROUP TO ASSESS THE FEASIBILITY OF A CONSOLIDATED MILITARY TRANSITION, IMMERSION, AND EDUCATION CENTER," was jointly offered by Representatives Ito, Carroll, Har, Hashem, Luke, Nakashima, Nishimoto, Say, Takai, Tokioka and Tsuji.

H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADMINISTRATOR OF THE DIVISION OF AQUATIC RESOURCES OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONVENE A MARINE GAME FISHING TASK FORCE," was jointly offered by Representatives Evans and Hanohano.

H.C.R. No. 92, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH MANDARIN CHINESE LANGUAGE CURRICULUM IN PUBLIC HIGH SCHOOLS," was offered by Representative Takumi.

H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION TO INCLUDE IN THE SOCIAL STUDIES CURRICULUM THE POLITICAL, ECONOMIC, AND SOCIAL CONTRIBUTIONS OF PERSONS WITH DISABILITIES," was offered by Representative Takumi.

H.C.R. No. 94, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION, IN COLLABORATION WITH THE DEPARTMENT OF HEALTH, TO DEVELOP AND ADOPT GUIDELINES FOR THE TRAINING OF SCHOOL EMPLOYEES AND QUALIFIED VOLUNTEERS TO PROVIDE CARE TO STUDENTS WITH DIABETES," was offered by Representative Takumi.

H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO EVALUATE THE COMPREHENSIVE PLAN FOR TEACHING READING IN HAWAII SCHOOLS AND TO MOVE FORWARD WITH APPROPRIATE IMPLEMENTATION," was offered by Representative Takumi.

H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES TO ESTABLISH REASONABLE CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was offered by Representative Souki.

H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was offered by Representative Ohno.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
215, SD3	Jointly to the Committee on Economic Development & Business and the Committee on Water & Land, then to the Committee on Finance
1118, SD1	Jointly to the Committee on Housing and the Committee on Labor & Public Employment, then to the Committee on Finance
1138	Committee on Health, then to the Committee on Judiciary
1166, SD1	Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:48 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 13, 2013. (Representatives Say and Tokioka were excused.)

THIRTIETH DAY

Wednesday, March 13, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Angus L.K. McKelvey, after which the Roll was called showing all Members present with the exception of Representatives Mizuno and Ward, who were excused.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Oshiro introduced members of the American Cancer Society Cancer Action Network from Oahu: Ms. Kehau Matsumoto, Ms. Jenny Hausler, Ms. Bev Wong, Mr. Mark Vasconcellos, Mr. Gerry Welling, Ms. Bonnie Aoyagi and Ms. Jane Takara; and Government Relations Director at American Cancer Society, Cancer Action Network, Mr. Cory Chun.

Representative Coffman introduced members of the American Cancer Society Cancer Action Network from Hawaii: Ms. Holly Ho Chee-DuPont and Ms. Gay Okada.

Representative Woodson introduced member of the American Cancer Society Cancer Action Network from Maui: Ms. Karli Smallwood.

Representative Tokioka, on behalf of the Kauai delegation, introduced members of the American Cancer Society Cancer Action Network from Kauai: Ms. Mia Ako, Ms. Janice Bond and Ms. Penny Ono; and the State Ambassador for the National American Cancer Society: Ms. Bernie Sakoda.

Representative Awana introduced former Washington State Legislator, Ms. Renee Radcliff Sinclair.

At 12:14 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:11 o'clock p.m.

At 1:12 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:12 o'clock p.m.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Ninth Day was deferred.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Hashem and Mizuno were excused.)

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 925) recommending that H.B. No. 222, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 222, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Third Reading by a vote of 49 ayes, with Representatives Hashem and Mizuno being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 926) recommending that H.B. No. 197, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 197, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 49 ayes, with Representatives Hashem and Mizuno being excused.

At 1:14 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 222, HD 2
H.B. No. 197, HD 2

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 932), recommending that H.C.R. No. 21, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 21, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO SUPPORT THE EFFORTS OF THE HAWAII HEALTH CARE PROJECT AND THE HAWAII HEALTH INFORMATION EXCHANGE TO IMPLEMENT AN EFFICIENT AND EFFECTIVE, INTEGRATED, TECHNOLOGY-BASED HEALTHCARE INFORMATION SYSTEM," was referred to the Committee on Finance, with Representative Mizuno being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 933), recommending that H.C.R. No. 20, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 20, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A WORKING GROUP TO DEVELOP NUTRITION GUIDELINES FOR STATE AGENCIES," was referred to the Committee on Finance, with Representative Mizuno being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 934), recommending that H.C.R. No. 24, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 24, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII DEPARTMENT OF KINESIOLOGY AND REHABILITATION SCIENCE, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH, TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS ON THE IMPLEMENTATION OF NATIONAL PHYSICAL EDUCATION GUIDELINES IN HAWAII'S PUBLIC SCHOOLS," was referred to the Committee on Finance, with Representative Mizuno being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 935) recommending that S.B. No. 48 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 48, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Mizuno being excused.

THIRD READING

H.B. No. 200, HD 1:

Representative Luke moved that H.B. No. 200, HD 1 pass Third Reading, seconded by Representative Nishimoto.

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise to speak in favor of House Bill 200, the budget bill for the Executive Branch. Thank you. Mr. Speaker, first and foremost I want to thank my Vice Chairs for their support and assistance and the committee members for standing alongside me to craft this budget. To the veterans on the committee, thank you for your insight and experience. And to the freshmen on the committee, I want to thank them for their enthusiasm and their willingness to learn.

"I would also like to thank the CIP sub-chair for evaluating the numerous requests. In his fiscal prudence, we are proposing a GO bond appropriation lower than what was proposed by the Administration. So, thank you very much. I would also like to thank the GIA sub-chair for taking the role of evaluating 224 applications. Having him take on this challenge was terrific because it allowed me and others to give this budget the full attention it deserved, so, thank you very much.

"However, I can't stress enough that this budget would not be possible today without the hard work of the Finance staff. So, Mr. Speaker, please allow me to introduce them at this time. When I call your name, please stand, but Members if you could hold your applause until after I introduce everyone. We have analysts: Dongming Huang, Kara Takasaki, Sachi Takita and Matthew Tsujimura. We have CIP Specialist, Leslie Goo; Budget Supervisor, Puna Chai; Budget Chief, Susan Fernandez; and Committee Clerk, Nan Kalupahana, who is hiding behind me in the media box somewhere.

"A lot of times these folks work so late in the hours and they are the ones who put this budget together to make us look good and a lot of times these people work directly with the Committee Chairs and the Members. I can't really show my appreciation enough and there's not enough lunches I can buy for them that's going to repay all the hard work that they have done. So, thank you very much. If the Members could just thank them with an applause at this point.

"Mr. Speaker, I'm not ashamed to admit that a lot of times they probably wanted to kill me, so I wanted to thank them for not killing me. So, thank you very much. But our hard work has just started and we will continue to work hard on this budget as it goes through the process.

"At this point I would also like to thank the subject matter Committee Chairs. I was very impressed with the depth of knowledge that each brought and I was especially impressed with the Higher Ed Chair who put all his suggestions in a type-written single-spaced thesis and he submitted in a pronged manila folder to me with tab exhibits. So, next go around, if subject matter Chairs want me to take your suggestions more seriously, then you have to get to the level the Higher Ed Chair has done with his budget suggestions.

"But these are the things that the subject matter Chairs have done. For instance, the Public Safety Chair alerted us about some things that they did in the past and asked us to be prudent in our spending. So, we really appreciate all the subject matter Chairs taking time to look at the budget and giving us guidance. So, thank you very much.

"Mr. Speaker, I would also like to thank you for the confidence and trust you had in me and the committee members in allowing us to craft this budget.

"The Administration, as you know, submitted a budget of over $6.1 billion in General Funds and over $11.7 billion in all means of financing for Fiscal Year ending 2014, and over $6.2 billion in General Funds and over $12 billion in all means of financing for Fiscal Year ending 2015."

Representative Say rose to yield his time, and the Chair, "so ordered."

Representative Luke continued, stating:

"Thank you very much. Although the Council on Revenues, as you know, will be meeting in about 30 minutes, because we are obligated to use the January 7, 2013 Council of Revenues forecast as our guide, I wanted to just alert the Members that the Council on Revenues, the January 7, 2013 forecast showed a General Fund Revenue of $6.1 billion in Fiscal Year 14 and $6.4 billion in Fiscal Year 15.

"Because of this and because of the looming sequestration issues, because of the uncertain collective bargaining costs and because of the numerous appropriation and tax credit bills still going through the legislative process, your committee has taken a conservative approach to tackle and craft this budget. We funded those programs that required immediate attention and balanced competing interests to fulfill the needs of the state.

"In the end, the committee has appropriated about $5.9 billion in General Funds for Fiscal Year 2014, and about $6 billion in General Funds for Fiscal Year 2015. Therefore, Mr. Speaker, this is a responsible budget and I proudly present this for your consideration today. Thank you."

At this time, the Chair stated:

"For the Members' indulgence, I will be calling some other Members from the Finance Committee before I get to the general membership."

Representative Onishi rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. First, I'd like to thank you and the leadership of the House for appointing me to the very important Finance Committee. Serving on the Finance Committee has given me the opportunity to get both the overall and detailed perspectives of the financial picture of our state. I would also like to thank Chair Luke, Vice Chairs Nishimoto and Johanson, and all of the Members of the Finance Committee for sharing their insights, knowledge and *mana'o*, for answering the many questions that I had and for their encouragement to actively participate in the committee hearings.

"I would like to highlight our committee's efforts to continue our support of agriculture, which is a very important part of my district as well as the rest of the state. The budget includes important legislation to provide funding for the development and support of irrigation projects, subsidies for livestock feed, livestock feed development and family farms, and expands the agricultural loan program to include infrastructure, infrastructure improvements, implementation of new farming techniques and bio-security projects.

"We supported the education of our youth by including funding to the DOE and UH for the implementation and operation of the Future Farmers of America and 4H programs, and authorized schools to grow food in school gardens for use in their school lunch programs. We continue to support the department's efforts to protect our state from invasive species through providing 19 additional specialists and inspectors, and 4 inspectors and funds for the detector dog program.

"Finally, I too would like to thank the Finance Committee staff for their hard work, dedication, and for putting in the many long hours necessary to support us and our efforts to present this budget. I would like to thank all of the departments and agencies for their participation in the process of developing the budget. Thank you, Mr. Speaker."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I also want to thank the Chair and the Vice Chairs, Members of the Finance Committee and the Finance Committee staff for all of their hard work on the budget. There are many important programs, projects and positions that are supported in this budget and I want to highlight a few that, as the Vice Chair of the Water & Land Committee, I've been following this session.

"I'm very happy that this budget includes important funding for watershed protection and natural area reserves management. Fresh water is a limited resource and its availability depends on the health of our forest and watersheds. By providing these funds, the House Finance Committee has taken steps to ensure our future supply of drinking water, which we need to safeguard our prosperity and quality of life.

"The Natural Area Reserves program protects Hawaii's natural resources, many of which can be found nowhere else in the world. The NARS System includes over 100,000 acres of Hawaii's most unique ecosystems, ranging from lava flows, to coastal areas, to tropical rainforest, and provides needed habitat for rare and endangered plants and animals. The reserves also protects the major watershed areas. This budget includes $8.5 million for Fiscal Years 14 and 15 for watershed management and Natural Area Reserves programs.

"Also in this budget is funding for the Na Ala Hele trail system. These funds will help to preserve trails and increase access to them, including many historic trails, and will promote cultural awareness, environmental stewardship and encourage outdoor recreation.

"Again, these are just a few of the many worthwhile programs that we have been able to support in this budget. Sitting on the Finance Committee has been an exciting and very educational experience and I look forward to our continued work in the future."

Representative Ing rose to speak in support of the measure, stating:

"I rise in support. I too would like to thank the Finance Committee Chair, Vice Chairs, staff and Members for their hard work and patience in going line by line throughout the budget and teaching all of us freshmen. Also to the Members of the Finance Committee and their staff for all the great food.

"I'd like to highlight a few points that I think demonstrate the House's continued commitment to the public safety of our state as the Vice Chair of the Committee on Public Safety. There were nine positions added to provide security and intake services associated with inmates returning from out of state facilities for the Justice Reinvestment Initiative. Mr. Speaker, there was also $3 million in each Fiscal Year for the rising utility costs included.

"I'd also like to highlight some work done for the Department of Taxation, which includes 12 positions in Fiscal Year 14 in the areas of tax collection to make our system more effective and also $32 million in GO bonds for a modernization plan to bring it up to date. So, once again, thank you, Finance Committee Chair, Vice Chairs and staff."

Representative Morikawa rose in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. As a Member of the Finance Committee and Vice Chair for the Health Committee I would like to share some important highlights that will affect the health and safety of our people. We all recognize the significant influence of environmental health programs, food safety issues and the importance of family health for community health and the overall health status of the state.

"To address environmental health services, 16 positions and funds were added for eight vector control workers for increased surveillance of state ports of entry on Oahu, Maui, Hilo and Kona. Eight sanitary workers and related office supplies and computers to address the high number of food safety violations on Oahu and to continue the electronic food inspection and permitting database. Seven environmental and health specialists were added to administer water quality, green house gas and clear air regulations.

"For state laboratory services in Fiscal Year 14, about $271,000 and Fiscal Year 15, $244,000 of General Funds were added for five islands for the microbiology shellfish testing program to support FDA certification of the local shellfish industry and thereby support the export of local shellfish products. Three other items will help identify bacterial causes of outbreaks quicker and at lower cost to the state, and to detect and provide legally defensible confirmation of all classes of compounds for the environmental health analytical services branch.

"For family health services, we added a position in maternal and child health branch to reestablish a violence prevention coordinator position in children and youth services section, who will be responsible for statewide domestic violence planning and programming. In addition, we added $800,000 in General Funds for both Fiscal Years for Hale Makamae at Kula Hospital, $91 million in GO bonds for repair and maintenance for HHSC, and $10 million GO bonds for Waimanu home renovations.

"I would also like to thank the Finance Chair and Vice Chairs and especially the staff for their guidance and leadership in working out the details of this budget. Thank you, Mr. Speaker."

Representative Takayama rose in support of the measure, stating:

"Mr. Speaker, in support. I'd like to highlight a few impacts of HB 200 on the University of Hawaii. To help address the University's huge backlog in R&M, HB 200 includes $100 million for repairs and maintenance with $25 million designated for our community college system.

"Recognizing the importance of access to higher education, especially for our neighbor island and rural community students, $2 million was appropriated for our community colleges, which are an important gateway to four-year degrees and which have seen significant growth and enrollment in recent years.

"The budget also contains $1 million in each Fiscal Year for operating costs for our new West Oahu Campus to serve the students of Leeward and Central Oahu.

"Finally, to sustain our medical school's Native Hawaiian Center of Excellence, which has lost its federal funding recently, it appropriates $850,000 each year for this outstanding program. Thank you, Mr. Speaker."

Representative Ohno rose in support of the measure, stating:

"In support. I also want to thank the Chair, Vice Chairs, committee members and staff of the Finance Committee. I'm here to highlight the education portion of the budget. It includes $12.9 million in additional funds to the weighted student formula. This money is directly used in classrooms for teachers, technology and supplies.

"The budget also includes $113 million for school improvements and renovations. $42 million for health and safety and electrical upgrades for our public schools.

"Finally, I'm proud to say the House's budget includes $800,000 and $300,000 in the next two years respectively to fund our public libraries. This includes funding for physical books and e-books. Thank you, Mr. Speaker."

Representative Woodson rose in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd like to thank the Chair and the Vice Chairs and all the committee members for all their hard work this session on the budget. Mr. Speaker, I'd like to share my perspective on the budget.

"Driving around my community, Mr. Speaker, during the daytime, it appears that everything is normal. If you drive around at night you'll begin to notice something, a recurring theme at each house. At the front of each

house, Mr. Speaker, you'll see 5 cars, 10 cars, sometimes 15 cars, in front of one house. That tells you that people are living together, Mr. Speaker, because of the necessity of financial situations. I bring this up to illustrate the point of the realness of the issues for the need of affordable housing. So I greatly appreciate, Mr. Speaker, the significant investment incorporated into the budget for various rental housing services.

"Besides housing, Mr. Speaker, I also acknowledge that the community members are struggling with the cost of health care. I greatly appreciate $290 million that was also incorporated into the budget for healthcare and human services resources. A portion of these funds, Mr. Speaker, is going towards enactment of the Affordable Healthcare Act specifically related to the expansion of healthcare coverage and people earning up to 133% of the federal poverty level.

"Another portion, Mr. Speaker, is going to be utilized in terms of payments for primary care providers, health home services and specialized services for our mentally ill, just to name a few. These are all crucial components of enhancing aspects of our human service resources.

"Lastly, it is extremely important, Mr. Speaker, that we take care of our most disadvantaged *keiki*. There is $6.5 million slated for important programs such as increasing voluntary foster care for kids up to the age of 21 as opposed to the age of 18, and added neighborhood drop-in centers for various locations. These inclusions, Mr. Speaker, are extremely important and are great investments for all of our communities and I am grateful for the opportunity. I stand again in strong support. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with slight reservations. Mr. Speaker, I have three doubts about the budget. Number one, it increases spending at a time when we are the edge of a cliff, fiscal cliff, Inouye cliff. Unions have not been funded, and as the good Chair of the Finance Committee said, in a matter of hours the Council on Revenues will give their prognostication of the amount of money we have. Because of those things, I think adding $300 million to the last biennium may be a little precarious. But this is only now, we are only at Third Reading in the House. It has to go to the Senate, it has to go to Conference Committee, we'll see what's going to happen.

"My second doubt, Mr. Speaker, is that this bill closes the Taiwan Tourism Office. When Chinese visitors are blossoming, when the visa waiver that so many of us in this Body and in Washington worked hard to get is allowing a free flow of Chinese visitors, what do we do? We close the Taiwan office. The Chinese visitor is $407 per day, our best customer. Mr. Speaker, this is an oversight. It puts a big doubt in my mind as to the efficacy of this.

"Thirdly, Mr. Speaker, this budget puts no check on the rising cost of living for Hawaii's families and is too dependent on fee increases and some hefty, potentially hefty tax hikes and fees that are buried in other parts of this Body and may come out as future parts of legislation. My point is, it's too soon to give it a clean bill of health. It's too soon to brag about it. It looks good so far but until we are at a strong finish point at May 2nd, Mr. Speaker, I have these reservations. Thank you."

Representative Nishimoto rose in support of the measure and asked that his written remarks be inserted into the Journal, and the Chair "so ordered."

Representative Nishimoto's written remarks are as follows:

"Mr. Speaker, I rise in strong support of this measure.

"Mr. Speaker, this budget is a document that showcases the collective and collaborative efforts of many individuals. As you know, the budget process is not an easy one and I'd like to take a moment to acknowledge individuals who played a crucial role in getting us to this point.

"First, I'd like to commend Chair Luke for her leadership, vision and openness to input during the budget process. I'd like to thank all the Members of this Body, and Members of the Finance Committee in particular, for their efforts in reviewing, evaluating and analyzing the enormous amounts of testimony, data and information.

"And finally, thank you to the Finance staff for their countless hours of behind the scenes work to make this budget possible. They truly are the unsung heroes of the budget process.

"Mr. Speaker, the Finance Committee was pleased that the revenue collections for the state have finally reached and exceeded the amount collected prior to the Great Recession in 2007. As we worked to prepare this budget, however, we remained cautiously optimistic about this encouraging economic trend. With an uncertain fiscal future, resulting from the Inouye cliff and the federal budget sequestration, this budget reflects a conservative approach.

"The Finance Committee envisioned a more stream-lined and efficient government by eliminating positions in departments that have been vacant for over a year. This will increase transparency and accountability in the budget."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted into the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 200, HD 1. This is the House budget bill for the State of Hawaii. Overall, this bill is fiscally responsible. I do like the fact that this bill removes some spending that I feel is frivolous, such as a fashion show. It also reduces the budget amount requested by the Governor by $600 million.

"Mr. Speaker, unfortunately this bill did not fund an audit of the Department of Education, a department that is allocated a budget of $3.7 billion dollars. In an economy where costs continue to increase and students at the University of Hawaii are affected negatively by increasing tuition expenses, I feel it is important to know how public money is being spent.

"For these reasons, Mr. Speaker, I rise with reservations on House Bill 200, HD 1."

The motion was put to vote by the Chair and carried, and H.B. No. 200, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading by a vote of 50 ayes, with Representative Mizuno being excused.

At 1:39 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 200, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 76 through 91) and concurrent resolutions (H.C.R. Nos. 98 through 120) were referred to Printing and further action was deferred:

H.R. No. 76, entitled: "HOUSE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO HAVE THE PUBLIC BENEFITS FEE ADMINISTRATOR CONSIDER INVESTING IN MARKETING AND OFFERING REBATES TO ENCOURAGE PROPER MAINTENANCE OF SOLAR WATER HEATING SYSTEMS," was jointly offered by Representatives Takai and Lee.

H.R. No. 77, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE ENHANCED TRADE AND INVESTMENT OPPORTUNITIES AMONG MEMBER COUNTRIES OF THE TRANS-PACIFIC PARTNERSHIP AND ENCOURAGING SUPPORT FOR FINALIZATION OF THE PARTNERSHIP," was offered by Representative Takai.

H.R. No. 78, entitled: "HOUSE RESOLUTION REQUESTING THE HARBORS DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO PROMPTLY NEGOTIATE WITH PACIFIC SHIPYARDS INTERNATIONAL AN APPROPRIATE NEW LEASE," was offered by Representative Yamane.

H.R. No. 79, entitled: "HOUSE RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO ESTABLISH AND IMPLEMENT A TOBACCO-FREE UNIVERSITY POLICY FOR ALL UNIVERSITY CAMPUSES AND FACILITIES," was jointly offered by Representatives Choy and Takayama.

H.R. No. 80, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATES," was jointly offered by Representatives Ichiyama and Choy.

H.R. No. 81, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," was jointly offered by Representatives Rhoads and Takumi.

H.R. No. 82, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING POLICIES AND PROCEDURES TO IMPROVE THE ACCURACY OF EYEWITNESS IDENTIFICATIONS," was jointly offered by Representatives Rhoads and Takumi.

H.R. No. 83, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC NOTICES AND DOCUMENTS FOR INSURANCE NOTICES AND DOCUMENTS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Ito, Kawakami, Lee, Nishimoto, Tsuji and Woodson.

H.R. No. 84, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO CONSIDER THE ESTABLISHMENT OF PREFERENTIAL RATES FOR THE PURCHASE OF ENERGY THAT IS USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES," was jointly offered by Representatives Lee and Wooley.

H.R. No. 85, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was jointly offered by Representatives Lee and Nakashima.

H.R. No. 86, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL ON THE STATE CAPITOL GROUNDS HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was jointly offered by Representatives Takai, Brower, Ito, Onishi, Tsuji, Cabanilla, Cachola and Fale.

H.R. No. 87, entitled: "HOUSE RESOLUTION ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN," was offered by Representative Takai.

H.R. No. 88, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was offered by Representative Takai.

H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE IMPACT OF THE NEW EXPANDED ADULT PROTECTIVE SERVICES LAW," was jointly offered by Representatives Jordan, Belatti, Carroll, Kobayashi, Morikawa and Woodson.

H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON EARLY LEARNING, IN CONSULTATION WITH THE DEPARTMENT OF BUDGET AND FINANCE, TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," was jointly offered by Representatives Jordan, Carroll, Har, Nishimoto, Yamashita and Evans.

H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT," was offered by Representative Jordan.

H.C.R. No. 98, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR ONGOING EFFORTS TO PLAN AND DEVELOP A SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH (STEM) EDUCATION AND TRAINING CENTER IN KAKAʻAKO MAKAI," was jointly offered by Representatives Saiki and Brower.

H.C.R. No. 99, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO HAVE THE PUBLIC BENEFITS FEE ADMINISTRATOR CONSIDER INVESTING IN MARKETING AND OFFERING REBATES TO ENCOURAGE PROPER MAINTENANCE OF SOLAR WATER HEATING SYSTEMS," was jointly offered by Representatives Takai and Lee.

H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE ENHANCED TRADE AND INVESTMENT OPPORTUNITIES AMONG MEMBER COUNTRIES OF THE TRANS-PACIFIC PARTNERSHIP AND ENCOURAGING SUPPORT FOR FINALIZATION OF THE PARTNERSHIP," was offered by Representative Takai.

H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HARBORS DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO PROMPTLY NEGOTIATE WITH PACIFIC SHIPYARDS INTERNATIONAL AN APPROPRIATE NEW LEASE," was offered by Representative Yamane.

H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT DIFFERENTIATED WATER TOLL RATES AND CHARGES FOR THE HAMAKUA DISTRICT IRRIGATION SYSTEM," was jointly offered by Representatives Nakashima and Wooley.

H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO ESTABLISH AND IMPLEMENT A TOBACCO-FREE UNIVERSITY POLICY FOR ALL UNIVERSITY CAMPUSES AND FACILITIES," was jointly offered by Representatives Choy and Takayama.

H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was offered by Representative Ichiyama.

H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATES," was jointly offered by Representatives Ichiyama and Choy.

H.C.R. No. 106, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," was jointly offered by Representatives Rhoads and Takumi.

H.C.R. No. 107, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING POLICIES AND PROCEDURES TO IMPROVE THE ACCURACY OF EYEWITNESS IDENTIFICATIONS," was jointly offered by Representatives Rhoads and Takumi.

H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO INCLUDE HANDS-ONLY CARDIOPULMONARY RESUSCITATION TRAINING AS PART OF PUBLIC HIGH SCHOOL HEALTH EDUCATION GRADUATION REQUIREMENTS," was offered by Representative Takumi.

H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS REQUIRED BY THE NO CHILD LEFT BEHIND ACT OF 2001 IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT," was offered by Representative Takumi.

H.C.R. No. 110, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAWAILOA, WAIALUA, OAHU, FOR MAINTENANCE AND REPAIR OF EXISTING ROCK AND CONCRETE SEAWALL AND IMPROVEMENTS," was offered by Representative Fale, by request.

H.C.R. No. 111, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON FAMILY SCHOOL LEAVE," was jointly offered by Representatives Ohno and Takumi.

H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC NOTICES AND DOCUMENTS FOR INSURANCE NOTICES AND DOCUMENTS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Ito, Kawakami, Lee, Nishimoto and Tsuji.

H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO CONSIDER THE ESTABLISHMENT OF PREFERENTIAL RATES FOR THE PURCHASE OF ENERGY THAT IS USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES," was jointly offered by Representatives Lee and Wooley.

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was jointly offered by Representatives Lee and Nakashima.

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL ON THE STATE CAPITOL GROUNDS HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was jointly offered by Representatives Takai, Brower, Ito, Onishi, Tsuji, Cabanilla, Cachola and Fale.

H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN," was offered by Representative Takai.

H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was offered by Representative Takai.

H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE IMPACT OF THE NEW EXPANDED ADULT PROTECTIVE SERVICES LAW," was jointly offered by Representatives Jordan, Belatti, Carroll, Kobayashi, Morikawa and Woodson.

H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON EARLY LEARNING, IN CONSULTATION WITH THE DEPARTMENT OF BUDGET AND FINANCE, TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," was jointly offered by Representatives Jordan, Carroll, Har, Nishimoto, Yamashita and Evans.

H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT," was offered by Representative Jordan.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, there was white smoke that came out of the Vatican Sistine Chapel today and Pope Francis was elected. He's known as the Cardinal who rode the bus and cooks his own meals. Thank you."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Brower introduced his legislative aide, Ms. Andrea Bernard; her mother, Ms. Micalle Culver; and grandfather, Mr. Steve Culver, who were visiting from the Big Island and Alaska for her birthday. They were accompanied by his committee clerk, Mr. Dean Nomura; and office manager, Ms. Cynthia Nyross.

OPEN JOURNAL

At this time, the Chair stated:

"The Chair would like to remind Members that today is the deadline for introducing substantive resolutions. Please make sure that you file your substantive resolutions with the Chief Clerk's office by 6:00 p.m. tonight."

At this time, Representative Awana moved to keep the Journal open until 6:00 o'clock p.m. this legislative day for the purpose of receiving resolutions for introduction, seconded by Representative Fukumoto and carried. (Representatives Fale, Har and Mizuno were excused.)

RECESS

At 1:42 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 12:00 o'clock noon tomorrow, Thursday, March 14, 2013. (Representatives Fale, Har and Mizuno were excused.)

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF RESOLUTIONS

[Note: The following resolutions (H.R. Nos. 92 through 194) and concurrent resolutions (H.C.R. Nos. 121 through 240) were received by the Clerk's Office after the Chair declared the day's final recess and prior to the 6:00 p.m. closing of the Journal this legislative day, were referred to Printing and further action was deferred.]

H.R. No. 92, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," was jointly offered by Representatives Saiki, Ing, Lee, Lowen, Morikawa, Ohno, Onishi and Woodson.

H.R. No. 93, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was jointly offered by Representatives Coffman, Choy and Luke.

H.R. No. 94, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A WORKING GROUP TO STUDY THE FEASIBILITY OF IMPOSING A SCHOOL FACILITY FEE ON RESIDENTIAL PROPERTY," was jointly offered by Representatives Coffman, Choy, Luke and Takumi.

H.R. No. 95, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF THE UNDERSERVED COMMUNITIES LIBRARY COMMISSION TO EXAMINE COMMUNITIES IN THE STATE LACKING A LOCAL LIBRARY SERVICE OR RECEIVING REDUCED LIBRARY SERVICES AND TO DEVELOP AND IDENTIFY RESOURCES TO ESTABLISH A LIBRARY OR ENHANCE LIBRARY SERVICES," was jointly offered by Representatives Coffman, Luke and Takumi.

H.R. No. 96, entitled: "HOUSE RESOLUTION URGING THAT THE CORRECT HISTORY OF THE BATTLE OF KAKANILUʻA BE INSERTED INTO ARCHEOLOGICAL REPORTS, CULTURAL IMPACT STATEMENTS, STATE HISTORICAL PRESERVATION DIVISION RECORDS, PUBLIC LIBRARIES, AND OTHER PERTINENT DIGITAL COLLECTIONS, AND URGING MAUI COUNTY TO BAN SAND MINING IN THE WAIKAPU SAND DUNE AREA," was offered by Representative Woodson, by request.

H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was offered by Representative Ichiyama.

H.R. No. 98, entitled: "HOUSE RESOLUTION URGING THE MAYOR OF THE COUNTY OF KAUAI, THE KAUAI COUNTY COUNCIL, KAUAI PLANNING AND ACTION ALLIANCE, WEST SIDE KAUAI COMMUNITIES, AND THE WAIMEA SPORTS COMPLEX STEERING COMMITTEE TO COLLABORATE TO EXPEDITE THE CONSTRUCTION OF THE WAIMEA SPORTS COMPLEX," was jointly offered by Representatives Morikawa, Brower, Hanohano, Kawakami, Tokioka, Ing, Kobayashi and Onishi.

H.R. No. 99, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO MAKE AVAILABLE TO THE PUBLIC AN ANNUAL REPORT ON THE STATE'S ENDANGERED MARINE ANIMALS," was jointly offered by Representatives Morikawa, Hanohano, Kawakami, Onishi and Tokioka.

H.R. No. 100, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO ESTABLISH A TASK FORCE TO STUDY THE EFFECTS OF ATRAZINE ON HUMAN HEALTH," was jointly offered by Representatives Morikawa, Belatti, Brower, Coffman, Evans, Fukumoto, Hanohano, Kawakami, Lee, Lowen, McKelvey, Nakashima, Oshiro, Saiki, Takumi, Thielen, Tokioka, Woodson and Wooley.

H.R. No. 101, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP STANDARDS FOR THE TRANSPORT OF ASH GENERATED AT INCINERATION FACILITIES FOR OFFSITE RECYCLING," was jointly offered by Representatives McDermott, Fale, Har, Saiki, Souki and Ward.

H.R. No. 102, entitled: "HOUSE RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was jointly offered by Representatives Ito, Aquino, Cabanilla, Carroll, Choy, Coffman, Cullen, Har, Ichiyama, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Yamane, Yamashita, Fale and Tsuji.

H.R. No. 103, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS, HAWAIIAN HOMES COMMISSION, BOARD OF EDUCATION, AND THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO TELEVISE THEIR RESPECTIVE GENERAL MEETINGS," was jointly offered by Representatives Ito, Aquino, Brower, Carroll, Choy, Cullen, Evans, Hanohano, McKelvey, Nakashima, Nishimoto, Say, Takumi, Tokioka and Tsuji.

H.R. No. 104, entitled: "HOUSE RESOLUTION REQUESTING ALL AGENCIES IN THE CRIMINAL JUSTICE SYSTEM TO CONDUCT MANDATORY AND ONGOING IMPLICIT, UNCONSCIOUS BIAS TRAINING FOR ALL EMPLOYEES," was offered by Representative Rhoads.

H.R. No. 105, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH AN EMERGENCY SERVICES PATIENT ADVOCATE PROGRAM TO PROVIDE ASSISTANCE TO AND ADVOCATE ON BEHALF OF PATIENTS RECEIVING EMERGENCY MEDICAL CARE," was jointly offered by Representatives McKelvey and Belatti.

H.R. No. 106, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE TO INCLUDE A MANDATORY COURSE ON CHILDHOOD OBESITY IN THE CURRICULUM FOR ALL MEDICAL STUDENTS," was jointly offered by Representatives McKelvey, Kawakami, Thielen and Belatti.

H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC TRANSMISSION OF INSURANCE NOTICES AND DOCUMENTS AND THE POTENTIAL INCREASE TO HAWAII'S MINIMUM LIABILITY COVERAGE FOR MOTOR VEHICLE INSURANCE," was jointly offered by Representatives McKelvey, Belatti, Choy, Kawakami, Yamane and Ichiyama.

H.R. No. 108, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO TAKE ACTION REGARDING THE SEPARATION OF COMMERCIAL AND INVESTMENT BANKING FUNCTIONS THROUGH THE REINSTATEMENT OF THE GLASS-STEAGALL ACT OF 1933 OR SIMILAR LEGISLATION," was jointly offered by Representatives McKelvey, Belatti, Brower, Kawakami and Morikawa.

H.R. No. 109, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was jointly offered by Representatives Awana, Cabanilla, Cachola, Cheape, Hanohano, Ing, Nishimoto, Takayama, Tsuji, Woodson, Aquino, Hashem, Kobayashi, Lowen, Ohno, Onishi and Wooley.

H.R. No. 110, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was jointly offered by Representatives Awana, Aquino, Cabanilla, Cachola, Cheape, Cullen, Hashem, Ing, Kawakami, Kobayashi, Lowen, Nishimoto, Onishi, Takayama, Tsuji, Woodson and Wooley.

H.R. No. 111, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO MAKE THE NECESSARY ACCOMMODATIONS TO ALLOW THE EASTBOUND SHOULDER LANES FROM THE MAKAKILO DRIVE ON-RAMP TO THE KUNIA OFF-RAMP ON THE H-1 FREEWAY DURING PEAK MORNING TRAFFIC HOURS TO ASSIST IN ALLEVIATING TRAFFIC CONGESTION," was jointly offered by Representatives Awana, Cabanilla, Cachola, Hashem and Nakashima.

H.R. No. 112, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE WITHIN THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO EXAMINE THE POTENTIAL BENEFITS OF CREATING TWENTY-FOUR HOUR MARKETPLACES ACROSS THE STATE," was jointly offered by Representatives Awana, Cabanilla, Cachola, Hashem and Nakashima.

H.R. No. 113, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE ALTERNATIVE WAYS TO REDESIGN THE H-1/H-2 FREEWAY MERGE TO ALLEVIATE TRAFFIC CONGESTION," was jointly offered by Representatives Cullen and Aquino.

H.R. No. 114, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DIRECTOR OF TRANSPORTATION INCREASE THE MINIMUM NUMBER OF OCCUPANTS REQUIRED IN A VEHICLE OPERATING IN THE ZIPPER LANE," was offered by Representative Cullen.

H.R. No. 115, entitled: "HOUSE RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was offered by Representative Lowen.

H.R. No. 116, entitled: "HOUSE RESOLUTION URGING CONSIDERATION OF MEDICAID EXPANSION AS A VIABLE SOLUTION TO PROVIDE INSURANCE COVERAGE FOR HAWAII RESIDENTS WITH INCOME BETWEEN ONE HUNDRED THIRTY-THREE PERCENT AND TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL," was offered by Representative Lowen.

H.R. No. 117, entitled: "HOUSE RESOLUTION DESIGNATING OCTOBER 2013 AS BRAIN INJURY AWARENESS MONTH," was offered by Representative Lowen.

H.R. No. 118, entitled: "HOUSE RESOLUTION RECOGNIZING ONE DAY IN SEPTEMBER 2013 AS HYDROCEPHALUS AWARENESS DAY IN HAWAII," was offered by Representative Lowen.

H.R. No. 119, entitled: "HOUSE RESOLUTION REQUESTING CONGRESS TO EXEMPT THE NONCONTIGUOUS DOMESTIC TRADES OF ALASKA, HAWAII, AND PUERTO RICO FROM THE UNITED STATES BUILD REQUIREMENT OF THE JONES ACT FOR LARGE OCEANGOING SHIPS," was jointly offered by Representatives Ward, Cheape, Mizuno, Evans and Tsuji.

H.R. No. 120, entitled: "HOUSE RESOLUTION ENCOURAGING THE SUCCESSFUL NEGOTIATION OF A TRANS-PACIFIC PARTNERSHIP AGREEMENT BETWEEN AUSTRALIA, BRUNEI, CANADA, CHILE, MALAYSIA, MEXICO, NEW ZEALAND, PERU, SINGAPORE, VIETNAM, AND THE UNITED STATES," was jointly offered by Representatives Ward, Hanohano, Belatti, Evans, Fale, Mizuno, Nakashima, Nishimoto, Say, Tokioka and Yamashita.

H.R. No. 121, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was jointly offered by Representatives Ward, Awana, Choy, Coffman, Hashem, Johanson, McKelvey, Mizuno, Onishi and Kobayashi.

H.R. No. 122, entitled: "HOUSE RESOLUTION URGING THE PEACE CORPS TO REOPEN THE PEACE CORPS EAST TIMOR LOCATION," was jointly offered by Representatives Ward, Awana, Carroll, Choy, Coffman, Hashem, McKelvey, Mizuno and Onishi.

H.R. No. 123, entitled: "HOUSE RESOLUTION ENCOURAGING THE FEDERAL ADMINISTRATION TO NEGOTIATE A FREE TRADE AGREEMENT WITH TAIWAN," was jointly offered by Representatives Ward, Awana, Choy, Mizuno, Coffman, Hashem, Kobayashi and Onishi.

H.R. No. 124, entitled: "HOUSE RESOLUTION ENCOURAGING A DIPLOMATIC AND COLLABORATIVE RESOLUTION BETWEEN THE UNITED STATES, PEOPLE'S REPUBLIC OF CHINA, JAPAN, AND TAIWAN REGARDING DISPUTED ISLANDS IN THE EAST CHINA SEA," was jointly offered by Representatives Ward and Hashem.

H.R. No. 125, entitled: "HOUSE RESOLUTION COMMENDING THE UNITED STATES AND THE NATION OF ISRAEL FOR THEIR COMMITMENT TO DEMOCRACY, HUMAN RIGHTS, AND THE STRENGTHENING OF THEIR RELATIONSHIP THROUGH THE UNITED STATES-ISRAEL ECONOMIC STRATEGIC PARTNERSHIP," was jointly offered by Representatives Ward, Awana, Choy, Coffman, Johanson, Kobayashi, McKelvey, Mizuno, Hashem and Onishi.

H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO PAVE AND ADEQUATELY MAINTAIN KAMILONUI ROAD IN HAWAII KAI TO SUPPORT THE KAMILONUI VALLEY FARMING COMMUNITY AND PROVIDE SAFE ACCESS FOR GOVERNMENT SERVICES," was jointly offered by Representatives Ward and Hashem.

H.R. No. 127, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FAIRNESS OF HAWAII TAXATION LAW WITH REGARD TO ITEMIZED DEDUCTIONS, ESPECIALLY IN LIGHT OF THE RECENT ENACTMENT OF THE AMERICAN TAXPAYER RELIEF ACT OF 2012," was offered by Representative Johanson, by request.

H.R. No. 128, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION, IN CONSULTATION WITH THE STATE LIBRARIAN, TO EXPLORE THE FEASIBILITY OF ACTIVATING A STATEWIDE LIBRARY ADVISORY COMMISSION," was jointly offered by Representatives Takumi and Belatti.

H.R. No. 129, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO PROPOSE REGULATIONS AND LICENSING REQUIREMENTS FOR HEALTH EDUCATORS," was offered by Representative Yamane.

H.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was jointly offered by Representatives Har and Hanohano.

H.R. No. 131, entitled: "HOUSE RESOLUTION ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS," was jointly offered by Representatives Takai, Belatti, Brower and Wooley.

H.R. No. 132, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT AND CONGRESS TO REACH AN AGREEMENT ON AN APPROPRIATIONS BILL TO ADDRESS THE CURRENT FISCAL CRISIS AND MITIGATE ITS NEGATIVE IMPACT ON THE MILITARY AND THE DEPARTMENT OF DEFENSE CIVILIAN POPULATION IN HAWAII AND ACROSS THE NATION," was offered by Representative Takai.

H.R. No. 133, entitled: "HOUSE RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," was offered by Representative Takai.

H.R. No. 134, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TAXATION, THE DEPARTMENT OF HUMAN SERVICES, AND THE UNITED STATES INTERNAL REVENUE SERVICE TO ENFORCE EXECUTIVE SALARY COMPENSATION REGULATIONS FOR NONPROFIT ORGANIZATIONS THAT PROVIDE SERVICES TO HOMELESS INDIVIDUALS, PURSUANT TO SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE," was offered by Representative Cabanilla.

H.R. No. 135, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE ADMINISTRATIVE COSTS OF NON-PROFIT AGENCIES THAT ARE CONTRACTED WITH THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE HOMELESS SERVICES," was jointly offered by Representatives Cabanilla, Luke and Saiki.

H.R. No. 136, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO APPLY PERFORMANCE CRITERIA IN AWARDING CONTRACTS TO ORGANIZATIONS THAT PROVIDE SERVICES TO THE HOMELESS," was offered by Representative Cabanilla.

H.R. No. 137, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND HOMELESS SERVICE ORGANIZATIONS TO PROVIDE AND MAINTAIN PORTABLE TOILETS IN THE DOWNTOWN HONOLULU AREA, INCLUDING KAKAAKO AND CHINATOWN," was offered by Representative Cabanilla.

H.R. No. 138, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO DIVERSIFY SEED PRODUCTION AND ENACT LEGISLATION TO LIMIT PATENTS ON GENETICALLY MODIFIED PLANTS," was offered by Representative Cabanilla.

H.R. No. 139, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII PAROLING AUTHORITY TO THOROUGHLY CONSIDER GRANTING PAROLE TO CLASS A, CLASS B, AND CLASS C FELONS BEFORE THE EXPIRATION OF THEIR MAXIMUM TERMS," was offered by Representative Aquino.

H.R. No. 140, entitled: "HOUSE RESOLUTION REQUESTING THE STATE TO DEVELOP A PLAN TO IMPLEMENT AN EARNED-TIME PROGRAM TO ALLOW INMATES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY TO EARN CREDIT TOWARD REDUCING THEIR MINIMUM TERM OF IMPRISONMENT," was offered by Representative Aquino.

H.R. No. 141, entitled: "HOUSE RESOLUTION EXPRESSING THE HAWAII STATE LEGISLATURE'S SUPPORT OF JAPAN'S EFFORTS TO ADDRESS THE ISSUE OF INTERNATIONAL CHILD ABDUCTION IN JAPAN," was offered by Representative Say.

H.R. No. 142, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE SAND ISLAND BUSINESS ASSOCIATION TO CONTINUE THEIR DISCUSSIONS REGARDING THE SALE OR EXCHANGE OF PARCELS OF LAND WITHIN THE SAND ISLAND INDUSTRIAL PARK," was offered by Representative Say, by request.

H.R. No. 143, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE TO ESTABLISH EARLY LEARNING WELLNESS GUIDELINES," was jointly offered by Representatives Belatti, Brower, Carroll, Fukumoto, Ichiyama, Jordan, Lee, Lowen, Luke, McKelvey, Ohno, Takai, Takayama, Woodson, Cachola, Hashem and Kobayashi.

H.R. No. 144, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER," was jointly offered by Representatives Cachola, Brower, Hanohano, Hashem, Aquino, Choy, Kobayashi, Lee, Nakashima, Oshiro, Saiki and Souki.

H.R. No. 145, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A STUDY REGARDING SPECIAL FUNDS AND REVOLVING FUNDS," was jointly offered by Representatives Cachola, Brower, Mizuno, Onishi, Tsuji, Aquino, Awana, Belatti, Cabanilla, Choy, Kobayashi, Lee, Lowen, Luke, Nakashima, Nishimoto, Oshiro, Rhoads, Saiki and Souki.

H.R. No. 146, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO COMPLETE A STUDY ON POSSIBLE REVENUE GENERATING ACTIVITIES AT SAND ISLAND," was jointly offered by Representatives Cachola, Brower, Cabanilla, Mizuno, Aquino, Awana, Belatti, Choy, Kobayashi, Lowen, Luke, McKelvey, Morikawa, Nakashima, Nishimoto, Onishi, Oshiro, Rhoads, Souki and Takayama.

H.R. No. 147, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO COMPLETE A STUDY TO IDENTIFY POSSIBLE MEANS OF REVENUE GENERATION THROUGH ALTERNATE USE OF LAND AT THE SITE OF THE OAHU COMMUNITY CORRECTIONAL CENTER," was jointly offered by Representatives Cachola, Brower, McKelvey, Mizuno, Morikawa, Aquino, Awana, Choy, Kobayashi, Lee, Lowen, Luke, Nishimoto, Onishi, Oshiro, Rhoads, Saiki, Souki, Takayama and Tsuji.

H.R. No. 148, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO SUPPORT AND PASS THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2013," was jointly offered by Representatives Cachola, Aquino, Belatti, Brower, Cabanilla, Ing, Kawakami, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Rhoads, Takayama, Tsuji, Awana, Choy, Kobayashi, Lee, Lowen, Onishi, Oshiro, Saiki and Souki.

H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION REQUIRING THE DEPARTMENT OF AGRICULTURE AND FOOD AND DRUG ADMINISTRATION TO COME UP WITH A NATION-WIDE SYSTEM FOR MONITORING, LABELING, AND ENFORCING THE LABELING OF ALL WHOLE AND PROCESSED GENETICALLY ENGINEERED FOODS," was jointly offered by Representatives Kawakami, Awana, Belatti, Brower, Carroll, Cheape, Choy, Evans, Hanohano, Ichiyama, Ing, Ito, Jordan, Lee, Lowen, Luke, McKelvey, Ohno, Onishi, Oshiro, Saiki, Say, Souki, Takayama, Takumi, Thielen, Tokioka, Tsuji, Woodson, Wooley, Fukumoto, Johanson and Morikawa.

H.R. No. 150, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR AND THE PUBLIC UTILITIES COMMISSION TO SEEK ALTERNATIVES TO THE INDUSTRIAL WIND GENERATION FACILITIES AND INTERISLAND HIGH-VOLTAGE UNDERSEA ELECTRIC TRANSMISSION CABLE SYSTEM PROPOSED FOR THE ISLANDS OF MOLOKAI AND LANAI," was jointly offered by Representatives Carroll, Awana, Evans, Luke, McKelvey and Wooley.

H.R. No. 151, entitled: "HOUSE RESOLUTION REQUESTING THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION TO CONDUCT A STUDY OF THE FEASIBILITY AND COST OF CONSTRUCTING A RAPID TRANSPORTATION LINE FROM EAST KAPOLEI TO MAKAHA," was jointly offered by Representatives Har, Hashem, Ichiyama, Jordan, Oshiro, Takumi, Yamane and Nakashima.

H.R. No. 152, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY ON THE STATE MEDICAID PROGRAM'S COMPLIANCE WITH THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was jointly offered by Representatives Jordan, Belatti, Carroll, Har, Kobayashi, Morikawa, Woodson and Oshiro.

H.R. No. 153, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE RIGHTS AND DUE PROCESS REQUIREMENTS REGARDING COMPLAINTS, GRIEVANCES, AND APPEALS ACROSS CARE SETTINGS FOR MEDICAID NURSING FACILITY LEVEL OF CARE CLIENTS WHO RECEIVE HOME AND COMMUNITY BASED SERVICES," was jointly offered by Representatives Jordan, Carroll, Hashem, Ichiyama and Oshiro.

H.R. No. 154, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO WORK WITH AIRLINE COMPANIES TO SHOW OCEAN SAFETY VIDEOS ON HAWAII-BOUND FLIGHTS," was jointly offered by Representatives Brower, Aquino, Awana, Cachola, Carroll, Cheape, Evans, Fukumoto, Hanohano, Hashem, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, McKelvey, Morikawa, Nakashima, Ohno, Onishi, Oshiro, Say, Souki, Takayama, Takumi, Thielen, Tokioka, Tsuji, Woodson, Wooley, Yamashita, Cabanilla and Luke.

H.R. No. 155, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE NATIONAL DRAFT TO INCLUDE WOMEN," was jointly offered by Representatives Brower, Aquino, Awana, Cabanilla, Cachola, Carroll, Choy, Coffman, Hanohano, Hashem, Ing, Ito, Kobayashi, Lee, Lowen, McKelvey, Nakashima, Onishi, Oshiro, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Woodson, Wooley, Cheape, Fale, Morikawa and Rhoads.

H.R. No. 156, entitled: "HOUSE RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was jointly offered by Representatives Brower, Aquino, Awana, Cachola, Carroll, Cheape, Evans, Fukumoto, Hanohano, Hashem, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, McKelvey, Morikawa, Nishimoto, Onishi, Say, Souki, Takayama, Takumi, Thielen, Tokioka, Tsuji, Wooley, Yamashita, Luke, Nakashima and Oshiro.

H.R. No. 157, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE SAND ISLAND BUSINESS ASSOCIATION TO CONTINUE THEIR DISCUSSIONS REGARDING THE SALE OR EXCHANGE OF PARCELS OF LAND WITHIN THE SAND ISLAND INDUSTRIAL PARK," was offered by Representative Say, by request.

H.R. No. 158, entitled: "HOUSE RESOLUTION URGING THE STATE, CITY AND COUNTY OF HONOLULU, AND CASTLE & COOKE HOMES HAWAII, INC., TO ENTER INTO A LAND EXCHANGE AGREEMENT," was offered by Representative Oshiro.

H.R. No. 159, entitled: "HOUSE RESOLUTION URGING THE STATE TO PURCHASE AGRICULTURAL LAND FROM DOLE FOOD COMPANY, INC.," was offered by Representative Oshiro.

H.R. No. 160, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Ing, Kobayashi, McKelvey, Nakashima, Nishimoto, Souki, Aquino, Belatti, Cachola, Evans, Lee, Luke, Morikawa, Rhoads, Takayama and Takumi.

H.R. No. 161, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO RECONVENE THE CLEAN AND SOBER HOMES AND HALFWAY HOUSES TASK FORCE," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Evans, Kobayashi, Luke, Morikawa, Nakashima, Nishimoto, Woodson, Rhoads and Tokioka.

H.R. No. 162, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was jointly offered by Representatives Carroll, Aquino, Awana, Brower, Ing, Kobayashi, McKelvey, Nakashima, Nishimoto, Belatti, Cachola, Coffman, Evans, Lee, Morikawa, Souki, Takayama, Takumi and Tokioka.

H.R. No. 163, entitled: "HOUSE RESOLUTION URGING THE HAWAII TEACHER STANDARDS BOARD TO ESTABLISH A PROGRAM TO SELECT AND EVALUATE ACTIVITIES RELATING TO THE PROFESSIONAL DEVELOPMENT OF TEACHERS," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Evans, Kobayashi, Morikawa, Nishimoto, Luke, McKelvey, Nakashima and Tokioka.

H.R. No. 164, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE ON CHILD SUPPORT RESPONSIBILITY," was jointly offered by Representatives Carroll, Awana, Brower, Evans, Kobayashi, Luke, Morikawa, Nakashima, Nishimoto, Coffman, Rhoads, Tokioka and Woodson.

H.R. No. 165, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ADD A MANDATORY COURSE IN ECONOMIC AND FINANCIAL MANAGEMENT LITERACY TO THE EXISTING PUBLIC HIGH SCHOOL CURRICULUM," was jointly offered by Representatives Johanson, Awana, Cheape, Fale, Fukumoto and Thielen.

H.R. No. 166, entitled: "HOUSE RESOLUTION STRONGLY URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO INFORM FAMILIES ABOUT THE AVAILABILITY OF FREE IMMUNIZATIONS TO ELIGIBLE INDIVIDUALS UNDER TWENTY-ONE YEARS THROUGH THE HAWAII EARLY PERIODIC SCREENING, DIAGNOSIS, AND TREATMENT PROGRAM," was jointly offered by Representatives Johanson, Awana, Cheape, Fale, Fukumoto, Ohno and Rhoads.

H.R. No. 167, entitled: "HOUSE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO SUBMIT A REPORT TO THE LEGISLATURE THAT EXAMINES THE POTENTIAL FOR ADOPTING A CLEAN ENERGY STANDARD BASED UPON LIFECYCLE GREENHOUSE GAS EMISSIONS," was offered by Representative Thielen.

H.R. No. 168, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE GLASS ADVANCE DEPOSIT FEE SPECIAL ACCOUNT IN THE ENVIRONMENTAL MANAGEMENT FUND FOR FISCAL YEAR 2012-2013 TO DETERMINE WHETHER A CHANGE IN THE GLASS ADVANCE DEPOSIT FEE IS JUSTIFIED AND NECESSARY," was offered by Representative Souki.

H.R. No. 169, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND THE STATE FOUNDATION ON CULTURE AND THE ARTS TO USE CERTAIN PORTIONS OF THE WORKS OF ART SPECIAL FUND TO FUND NATIVE HAWAIIAN ARTWORK," was offered by Representative Souki.

H.R. No. 170, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE CREATION OF A CROWDFUNDING PROGRAM," was jointly offered by Representatives Fukumoto, Awana, Cheape, Fale, Ing, Johanson, Kawakami, McKelvey, Thielen and Cullen.

H.R. No. 171, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING SCHOOL SAFETY," was jointly offered by Representatives Fukumoto, Awana, Carroll, Cheape, Evans, Fale, Hanohano, Ichiyama, Johanson, Kawakami, Lee, McKelvey, Nakashima, Ohno, Onishi, Saiki, Souki, Takai, Thielen, Woodson, Belatti, Brower, Cachola, Choy and Kobayashi.

H.R. No. 172, entitled: "HOUSE RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was jointly offered by Representatives Lee and Belatti.

H.R. No. 173, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO FACILITATE THE DEPLOYMENT OF RENEWABLE-ENERGY TECHNOLOGIES, INCLUDING WASTE-TO-ENERGY, IN HAWAII AND TO ATTRACT FOREIGN DIRECT INVESTMENT AND INTERNATIONAL TRADE FROM THE REPUBLIC OF KOREA," was offered by Representative Lee.

H.R. No. 174, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO AWARD THE CONGRESSIONAL MEDAL OF HONOR TO JOHN KUULEI KAUHAIHAO, OF HONAUNAU, HAWAII," was offered by Representative Takai.

H.R. No. 175, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was jointly offered by Representatives Awana, Carroll and Hanohano.

H.R. No. 176, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO INVESTIGATE THE FERAL CAT INFESTATION AT THE UNIVERSITY OF HAWAII AT MANOA," was offered by Representative Awana.

H.R. No. 177, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A GAMBLING TASK FORCE TO PERFORM A SOCIAL AND FINANCIAL ANALYSIS OF LEGALIZED GAMBLING IN HAWAII," was offered by Representative Awana.

H.R. No. 178, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO EXAMINE AND RE-EVALUATE ITS POLICIES REGARDING REFUGEE AND ASYLEE PROTECTIONS, INCLUDING THE PRINCIPLE OF NON-REFOULEMENT," was jointly offered by Representatives Awana, Takai and Cabanilla.

H.R. No. 179, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENTS OF DEFENSE AND HOMELAND SECURITY TO ASSESS HAWAII'S VULNERABILITY TO NUCLEAR ATTACK AND THE ABILITY OF THE UNITED STATES TO DEFEND HAWAII," was offered by Representative Awana.

H.R. No. 180, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," was jointly offered by Representatives McKelvey, Carroll, Choy, Evans, Lowen, Onishi and Tsuji.

H.R. No. 181, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO REVIEW FEDERAL LAWS PERTAINING TO THE STATE INSPECTION OF AGRICULTURAL COMMODITIES ARRIVING INTO THE STATE OF HAWAII FROM INTERNATIONAL DESTINATIONS, THE EXPORT OF AGRICULTURAL COMMODITIES FROM THE STATE OF HAWAII TO THE CONTINENTAL UNITED STATES WITHOUT INSPECTION, AND THE USE OF AIRPORT REVENUES FOR AGRICULTURAL INSPECTIONS," was offered by Representative Tsuji.

H.R. No. 182, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENSURE THAT TEACHERS HAVE HIGH-QUALITY CURRICULUM AND CURRICULAR MATERIALS IN ENGLISH LANGUAGE ARTS AND MATH THAT ARE ALIGNED WITH THE COMMON CORE STATE STANDARDS," was offered by Representative Takumi.

H.R. No. 183, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES IN COOPERATION WITH THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT A PLAN TO REPAIR AND MAINTAIN THE REFLECTING POOLS SURROUNDING THE STATE CAPITOL," was jointly offered by Representatives Thielen, by request, Fale, Lee, McKelvey and Ohno.

H.R. No. 184, entitled: "HOUSE RESOLUTION DECLARING OCTOBER AS "FARM TO SCHOOL MONTH" IN HAWAII AND REQUESTING THE DEPARTMENT OF AGRICULTURE, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION, TO CREATE AND IMPLEMENT A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Cheape, Brower, Fale, Fukumoto, Johanson, Takai and Ohno.

H.R. No. 185, entitled: "HOUSE RESOLUTION SUPPORTING THE PHASE OUT OF THE DEPOSIT BEVERAGE CONTAINER RECYCLING PROGRAM TO ESTABLISH AN EXPANDED STATEWIDE CURBSIDE RECYCLING PROGRAM," was jointly offered by Representatives Cheape, Fale, Fukumoto, Johanson and McKelvey.

H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, IN COOPERATION WITH THE OFFICE OF ELECTIONS, TO CREATE AND IMPLEMENT A VOTER PRE-REGISTRATION AND EDUCATION PROGRAM FOR PUBLIC HIGH SCHOOL STUDENTS IN HAWAII," was jointly offered by Representatives Cheape, Brower, Fukumoto, Johanson and Thielen.

H.R. No. 187, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS ON THE RE-USE OF R-1 WATER FOR AGRICULTURAL PURPOSES IN CENTRAL OAHU," was jointly offered by Representatives Cheape, Brower, Evans, Fale, Fukumoto, Johanson, Souki, Takai, Thielen and Wooley.

H.R. No. 188, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AGRICULTURAL THEFT TASK FORCE," was jointly offered by Representatives Cheape, Belatti, Ichiyama, Ing, Lowen, Morikawa, Nishimoto, Onishi and Takai.

H.R. No. 189, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO EXPAND SCHOOL-BASED PHYSICAL ACTIVITY PROGRAMS AND INCREASE STUDENT PARTICIPATION IN THOSE PROGRAMS," was jointly offered by Representatives Fukumoto, Cheape, Fale and Johanson.

H.R. No. 190, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE ADMINISTRATION OF THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Johanson, Cheape, Fale and Fukumoto.

H.R. No. 191, entitled: "HOUSE RESOLUTION URGING THE COMMISSION ON SALARIES TO SUSPEND THE AUTOMATIC SALARY INCREASE AND EXTEND THE SALARY REDUCTION FOR MEMBERS OF THE LEGISLATURE UNTIL HAWAII'S ECONOMIC FORECAST REFLECTS GREATER GROWTH AND VITALITY," was jointly offered by Representatives Fale, Cheape and Fukumoto.

H.R. No. 192, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII SYSTEM TO DESIGN PROGRAMS THAT ALLOW HAWAII STUDENTS TO DEVELOP THE NECESSARY SKILLS TO FACILITATE HAWAII'S GREATER INVOLVEMENT IN INTERNATIONAL PEACE AND CONFLICT RESOLUTIONS," was jointly offered by Representatives Fale, Cheape, Fukumoto and Johanson.

H.R. No. 193, entitled: "HOUSE RESOLUTION URGING CONGRESS TO CONSIDER INTER-ISLAND AIR TRAVEL IN HAWAII AS A SPECIAL CASE AND PROVIDE AN EXEMPTION TO ALLOW THE STATE TO REGULATE THE INDUSTRY FOR PURPOSES OF EFFICIENCY," was jointly offered by Representatives Lowen, Ing, McKelvey, Onishi and Kawakami.

H.R. No. 194, entitled: "HOUSE RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO ADDRESS THE ISSUE OF SCHOOL BULLYING," was offered by Representative Ing.

H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," was jointly offered by Representatives Saiki, Ing, Lee, Lowen, Morikawa, Ohno, Onishi and Woodson.

H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was jointly offered by Representatives Coffman, Choy and Luke.

H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A WORKING GROUP TO STUDY THE FEASIBILITY OF IMPOSING A SCHOOL FACILITY FEE ON RESIDENTIAL PROPERTY," was jointly offered by Representatives Coffman, Luke, Takumi and Choy.

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF THE UNDERSERVED COMMUNITIES LIBRARY COMMISSION TO EXAMINE COMMUNITIES IN THE STATE LACKING A LOCAL LIBRARY SERVICE OR RECEIVING REDUCED LIBRARY SERVICES AND TO DEVELOP AND IDENTIFY RESOURCES TO ESTABLISH A LIBRARY OR ENHANCE LIBRARY SERVICES," was jointly offered by Representatives Coffman, Luke and Takumi.

H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION URGING THAT THE CORRECT HISTORY OF THE BATTLE OF KAKANILUʻA BE INSERTED INTO ARCHEOLOGICAL REPORTS, CULTURAL IMPACT STATEMENTS, STATE HISTORICAL PRESERVATION DIVISION RECORDS, PUBLIC LIBRARIES, AND OTHER PERTINENT DIGITAL COLLECTIONS, AND URGING MAUI COUNTY TO BAN SAND MINING IN THE WAIKAPU SAND DUNE AREA," was offered by Representative Woodson, by request.

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was offered by Representative Ichiyama.

H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MAYOR OF THE COUNTY OF KAUAI, THE KAUAI COUNTY COUNCIL, KAUAI PLANNING AND ACTION ALLIANCE, WEST SIDE KAUAI COMMUNITIES, AND THE WAIMEA SPORTS COMPLEX STEERING COMMITTEE TO COLLABORATE TO EXPEDITE THE CONSTRUCTION OF THE WAIMEA SPORTS COMPLEX," was jointly offered by Representatives Morikawa, Brower, Hanohano, Kawakami, Tokioka, Ing, Kobayashi and Onishi.

H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO MAKE AVAILABLE TO THE PUBLIC AN ANNUAL REPORT ON THE STATE'S ENDANGERED MARINE ANIMALS," was jointly offered by Representatives Morikawa, Hanohano, Kawakami, Onishi and Tokioka.

H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO ESTABLISH A TASK FORCE TO STUDY THE EFFECTS OF ATRAZINE ON HUMAN HEALTH," was jointly offered by Representatives Morikawa, Belatti, Brower, Coffman, Evans, Fukumoto, Hanohano, Kawakami, Lee, Lowen, McKelvey, Nakashima, Oshiro, Saiki, Takumi, Thielen, Tokioka, Woodson and Wooley.

H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE CONSTRUCTION OF A WAR IN THE PACIFIC MEMORIAL AT THE PEARL HARBOR VISITOR CENTER," was jointly offered by Representatives McDermott, Belatti, Brower, Cabanilla, Cachola, Cheape, Choy, Evans, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Kawakami, McKelvey, Mizuno, Nishimoto, Ohno, Onishi, Oshiro, Takai, Takayama, Takumi, Thielen, Tokioka, Ward, Saiki and Souki.

H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP STANDARDS FOR THE TRANSPORT OF ASH GENERATED AT INCINERATION FACILITIES FOR OFFSITE RECYCLING," was offered by Representative McDermott.

H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was jointly offered by Representatives Ito, Aquino, Cabanilla, Carroll, Choy, Coffman, Cullen, Har, Hashem, Ichiyama, Jordan, Kawakami, Oshiro, Say, Takayama, Tokioka, Tsuji, Yamane, Yamashita and Fale.

H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS, HAWAIIAN HOMES COMMISSION, BOARD OF EDUCATION, AND THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO TELEVISE THEIR RESPECTIVE GENERAL MEETINGS," was jointly offered by Representatives Ito, Aquino, Brower, Carroll, Choy, Cullen, Evans, Hanohano, McKelvey, Nakashima, Nishimoto, Say, Takumi, Tokioka and Tsuji.

H.C.R. No. 134, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL AGENCIES IN THE CRIMINAL JUSTICE SYSTEM TO CONDUCT MANDATORY AND ONGOING IMPLICIT, UNCONSCIOUS BIAS TRAINING FOR ALL EMPLOYEES," was offered by Representative Rhoads.

H.C.R. No. 135, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH AN EMERGENCY SERVICES PATIENT ADVOCATE PROGRAM TO PROVIDE ASSISTANCE TO AND ADVOCATE ON BEHALF OF PATIENTS RECEIVING EMERGENCY MEDICAL CARE," was jointly offered by Representatives McKelvey and Belatti.

H.C.R. No. 136, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE TO INCLUDE A MANDATORY COURSE ON CHILDHOOD OBESITY IN THE CURRICULUM FOR ALL MEDICAL STUDENTS," was jointly offered by Representatives McKelvey, Kawakami, Thielen and Belatti.

H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC TRANSMISSION OF INSURANCE NOTICES AND DOCUMENTS AND THE POTENTIAL INCREASE TO HAWAII'S MINIMUM LIABILITY COVERAGE FOR MOTOR VEHICLE INSURANCE," was jointly offered by Representatives McKelvey, Belatti, Ichiyama, Kawakami, Yamane and Choy.

H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO TAKE ACTION REGARDING THE SEPARATION OF COMMERCIAL AND INVESTMENT BANKING FUNCTIONS THROUGH THE REINSTATEMENT OF THE GLASS-STEAGALL ACT OF 1933 OR SIMILAR LEGISLATION," was jointly offered by Representatives McKelvey, Belatti, Brower, Kawakami and Morikawa.

H.C.R. No. 139, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was jointly offered by Representatives Awana, Cabanilla, Cachola, Cheape, Hanohano, Ing, Nishimoto, Takayama, Tsuji, Woodson, Aquino, Hashem, Kobayashi, Lowen, Ohno and Onishi.

H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was jointly offered by Representatives Awana, Aquino, Cabanilla, Cachola, Cheape, Cullen, Hashem, Ing, Kawakami, Kobayashi, Lowen, Nishimoto, Onishi, Takayama, Tsuji, Woodson and Wooley.

H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO MAKE THE NECESSARY ACCOMMODATIONS TO ALLOW THE EASTBOUND SHOULDER LANES FROM THE MAKAKILO DRIVE ON-RAMP TO THE KUNIA OFF-RAMP ON THE H-1 FREEWAY DURING PEAK MORNING TRAFFIC HOURS TO ASSIST IN ALLEVIATING TRAFFIC CONGESTION," was jointly offered by Representatives Awana, Har, Cabanilla, Cachola, Hashem and Nakashima.

H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE ALTERNATIVE WAYS TO REDESIGN THE H-1/H-2 FREEWAY MERGE TO ALLEVIATE TRAFFIC CONGESTION," was jointly offered by Representatives Cullen and Aquino.

H.C.R. No. 143, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DIRECTOR OF TRANSPORTATION INCREASE THE MINIMUM NUMBER OF OCCUPANTS REQUIRED IN A VEHICLE OPERATING IN THE ZIPPER LANE," was offered by Representative Cullen.

H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN HEEIA, KOOLAUPOKO, OAHU, FOR THE USE, MAINTENANCE, REPAIR, AND REMOVAL OF AN EXISTING PIER," was offered by Representative Wooley.

H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN KANEOHE, OAHU, FOR THE RENOVATION AND CONSTRUCTION OF A SEAWALL," was offered by Representative Wooley.

H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was offered by Representative Lowen.

H.C.R. No. 147, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONSIDERATION OF MEDICAID EXPANSION AS A VIABLE SOLUTION TO PROVIDE INSURANCE COVERAGE FOR HAWAII RESIDENTS WITH INCOME BETWEEN ONE HUNDRED THIRTY-THREE PERCENT AND TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL," was offered by Representative Lowen.

H.C.R. No. 148, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING OCTOBER 2013 AS BRAIN INJURY AWARENESS MONTH," was offered by Representative Lowen.

H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING ONE DAY IN SEPTEMBER 2013 AS HYDROCEPHALUS AWARENESS DAY IN HAWAII," was offered by Representative Lowen.

H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXEMPT THE NONCONTIGUOUS DOMESTIC TRADES OF ALASKA, HAWAII, AND PUERTO RICO FROM THE UNITED STATES BUILD REQUIREMENT OF THE JONES ACT FOR LARGE OCEANGOING SHIPS," was jointly offered by Representatives Ward, Cheape, Mizuno, Evans and Tsuji.

H.C.R. No. 151, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE SUCCESSFUL NEGOTIATION OF A TRANS-PACIFIC PARTNERSHIP AGREEMENT BETWEEN AUSTRALIA, BRUNEI, CANADA, CHILE, MALAYSIA, MEXICO, NEW ZEALAND, PERU, SINGAPORE, VIETNAM, AND THE UNITED STATES," was jointly offered by Representatives Ward, Hanohano, Belatti, Evans, Fale, Mizuno, Nakashima, Nishimoto, Say, Tokioka and Yamashita.

H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was jointly offered by Representatives Ward, Awana, Choy, Coffman, Fukumoto, Hashem, Johanson, McKelvey, Mizuno, Onishi and Kobayashi.

H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PEACE CORPS TO REOPEN THE PEACE CORPS EAST TIMOR LOCATION," was jointly offered by Representatives Ward, Awana, Carroll, Choy, Coffman, Fukumoto, Hashem, McKelvey, Mizuno, Onishi and Kobayashi.

H.C.R. No. 154, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE FEDERAL ADMINISTRATION TO NEGOTIATE A FREE TRADE AGREEMENT WITH TAIWAN," was jointly offered by Representatives Ward, Awana, Choy, Mizuno, Coffman, Fukumoto, Hashem, Kobayashi and Onishi.

H.C.R. No. 155, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING A DIPLOMATIC AND COLLABORATIVE RESOLUTION BETWEEN THE UNITED STATES, PEOPLE'S REPUBLIC OF CHINA, JAPAN, AND TAIWAN REGARDING DISPUTED ISLANDS IN THE EAST CHINA SEA," was jointly offered by Representatives Ward and Hashem.

H.C.R. No. 156, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE UNITED STATES AND THE NATION OF ISRAEL FOR THEIR COMMITMENT TO DEMOCRACY, HUMAN RIGHTS, AND THE STRENGTHENING OF THEIR RELATIONSHIP THROUGH THE UNITED STATES-ISRAEL ECONOMIC STRATEGIC PARTNERSHIP," was jointly offered by Representatives Ward, Awana, Choy, Coffman, Fukumoto, Johanson, Kobayashi, McKelvey, Mizuno, Hashem and Onishi.

H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO PAVE AND ADEQUATELY MAINTAIN KAMILONUI ROAD IN HAWAII KAI TO SUPPORT THE KAMILONUI VALLEY FARMING COMMUNITY AND PROVIDE SAFE ACCESS FOR GOVERNMENT SERVICES," was jointly offered by Representatives Ward and Hashem.

H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FAIRNESS OF HAWAII TAXATION LAW WITH REGARD TO ITEMIZED DEDUCTIONS, ESPECIALLY IN LIGHT OF THE RECENT ENACTMENT OF THE AMERICAN TAXPAYER RELIEF ACT OF 2012," was offered by Representative Johanson, by request.

H.C.R. No. 159, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, IN CONSULTATION WITH THE STATE LIBRARIAN, TO EXPLORE THE FEASIBILITY OF ACTIVATING A STATEWIDE LIBRARY ADVISORY COMMISSION," was jointly offered by Representatives Takumi and Belatti.

H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONVENE A HISTORIC PLACES TASK FORCE," was jointly offered by Representatives Evans, Hanohano and Lowen.

H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO PROPOSE REGULATIONS AND LICENSING REQUIREMENTS FOR HEALTH EDUCATORS," was offered by Representative Yamane.

H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was jointly offered by Representatives Har and Hanohano.

H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS," was jointly offered by Representatives Takai, Belatti, Brower and Wooley.

H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND CONGRESS TO REACH AN AGREEMENT ON AN APPROPRIATIONS BILL TO ADDRESS THE CURRENT FISCAL CRISIS AND MITIGATE ITS NEGATIVE IMPACT ON THE MILITARY AND THE DEPARTMENT OF DEFENSE CIVILIAN POPULATION IN HAWAII AND ACROSS THE NATION," was offered by Representative Takai.

H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," was offered by Representative Takai.

H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TAXATION, THE DEPARTMENT OF HUMAN SERVICES, AND THE UNITED STATES INTERNAL REVENUE SERVICE TO ENFORCE EXECUTIVE SALARY COMPENSATION REGULATIONS FOR NONPROFIT ORGANIZATIONS THAT PROVIDE SERVICES TO HOMELESS INDIVIDUALS, PURSUANT TO SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE," was jointly offered by Representatives Cabanilla and Kobayashi.

H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE ADMINISTRATIVE COSTS OF NON-PROFIT AGENCIES THAT ARE CONTRACTED WITH THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE HOMELESS SERVICES," was jointly offered by Representatives Cabanilla, Awana, Luke, Saiki and Souki.

H.C.R. No. 168, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO APPLY PERFORMANCE CRITERIA IN AWARDING CONTRACTS TO ORGANIZATIONS THAT PROVIDE SERVICES TO THE HOMELESS," was offered by Representative Cabanilla.

H.C.R. No. 169, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND HOMELESS SERVICE ORGANIZATIONS TO PROVIDE AND MAINTAIN PORTABLE TOILETS IN THE DOWNTOWN HONOLULU AREA, INCLUDING KAKAAKO AND CHINATOWN," was offered by Representative Cabanilla.

H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO DIVERSIFY SEED PRODUCTION AND ENACT LEGISLATION TO LIMIT PATENTS ON GENETICALLY MODIFIED PLANTS," was offered by Representative Cabanilla.

H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PAROLING AUTHORITY TO THOROUGHLY CONSIDER GRANTING PAROLE TO CLASS A, CLASS B, AND CLASS C FELONS BEFORE THE EXPIRATION OF THEIR MAXIMUM TERMS," was offered by Representative Aquino.

H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE TO DEVELOP A PLAN TO IMPLEMENT AN EARNED-TIME PROGRAM TO ALLOW INMATES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY TO EARN CREDIT TOWARD REDUCING THEIR MINIMUM TERM OF IMPRISONMENT," was offered by Representative Aquino.

H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO EXPAND COMMUNITY DRUG TREATMENT AND MENTAL HEALTH PROGRAMS FOR NONVIOLENT OFFENDERS AND MOVE LOW-RISK OFFENDERS INTO COMMUNITY PROGRAMS THAT DIRECTLY ADDRESS THEIR PATHWAYS TO INCARCERATION," was offered by Representative Aquino.

H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE HAWAII STATE LEGISLATURE'S SUPPORT OF JAPAN'S EFFORTS TO ADDRESS THE ISSUE OF INTERNATIONAL CHILD ABDUCTION IN JAPAN," was offered by Representative Say.

H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE SAND ISLAND BUSINESS ASSOCIATION TO CONTINUE THEIR DISCUSSIONS REGARDING THE SALE OR EXCHANGE OF PARCELS OF LAND WITHIN THE SAND ISLAND INDUSTRIAL PARK," was offered by Representative Say, by request.

H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO ESTABLISH EARLY LEARNING WELLNESS GUIDELINES," was jointly offered by Representatives Belatti, Brower, Carroll, Fukumoto, Ichiyama, Jordan, Lee, Luke, McKelvey, Ohno, Takai, Takayama, Woodson, Cachola, Hashem, Kobayashi and Lowen.

H.C.R. No. 177, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR TOBACCO USE CESSATION TREATMENTS," was jointly offered by Representatives Belatti, Brower, Carroll, Lee, McKelvey, Takai, Woodson, Cachola, Hashem, Ichiyama, Ito, Jordan, Kobayashi, Lowen, Luke, Ohno and Takayama.

H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO INCORPORATE SUSTAINABILITY EDUCATION INTO THE SCIENCE CURRICULUM OF PUBLIC SCHOOLS," was jointly offered by Representatives Coffman, Evans, Hanohano, Lowen, Onishi, Takumi, Tsuji and Nakashima.

H.C.R. No. 179, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER," was jointly offered by Representatives Cachola, Brower, Hanohano, Ing, Aquino, Choy, Hashem, Kobayashi, Lee, Nakashima, Oshiro, Saiki and Souki.

H.C.R. No. 180, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A STUDY REGARDING SPECIAL FUNDS AND REVOLVING FUNDS," was jointly offered by Representatives Cachola, Brower, Cabanilla, Ing, McKelvey, Mizuno, Onishi, Tsuji, Aquino, Awana, Belatti, Choy, Kobayashi, Lee, Lowen, Luke, Morikawa, Nakashima, Nishimoto, Oshiro, Rhoads, Saiki and Souki.

H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO COMPLETE A STUDY ON POSSIBLE REVENUE GENERATING ACTIVITIES AT SAND ISLAND," was jointly offered by Representatives Cachola, Brower, Cabanilla, Mizuno, Aquino, Awana, Belatti, Choy, Ing, Kobayashi, Lowen, Luke, McKelvey, Morikawa, Nakashima, Nishimoto, Onishi, Oshiro, Rhoads, Souki, Takayama and Tsuji.

H.C.R. No. 182, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO COMPLETE A STUDY TO IDENTIFY POSSIBLE MEANS OF REVENUE GENERATION THROUGH ALTERNATE USE OF LAND AT THE SITE OF THE OAHU COMMUNITY CORRECTIONAL CENTER," was jointly offered by Representatives Cachola, Brower, McKelvey, Mizuno, Morikawa, Aquino, Awana, Choy, Ing, Kobayashi, Lowen, Luke, Nakashima, Nishimoto, Onishi, Oshiro, Rhoads, Saiki, Souki, Takayama and Tsuji.

H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO SUPPORT AND PASS THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2013," was jointly offered by Representatives Cachola, Aquino, Belatti, Brower, Cabanilla, Ing, Kawakami, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Oshiro, Rhoads, Takayama, Tsuji, Awana, Choy, Kobayashi, Lee, Lowen, Nakashima, Onishi, Saiki and Souki.

H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF THE DEPARTMENT OF HUMAN SERVICES MED-QUEST DIVISION, WITH EMPHASIS ON THE MEDICAID PROGRAM," was jointly offered by Representatives Carroll, Belatti, Jordan, Luke and Oshiro.

H.C.R. No. 185, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO ADOPT RULES TO AUTHORIZE ADMINISTRATIVE REVIEWS OF CERTAIN ACTIONS COMMITTED BY AGENTS OR INSPECTORS OF THE DEPARTMENT OF HEALTH," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 186, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF THE DEPARTMENT OF EDUCATION BUDGETING PROCESS," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 187, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN IMPACT RESEARCH STUDY OF THE EFFECT OF THE WEIGHTED STUDENT FORMULA ON ALLOCATIONS OF APPROPRIATED MONEYS TO SMALL PUBLIC SCHOOLS," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 188, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN IMPACT RESEARCH STUDY OF THE EFFECTS OF ABOLISHING THE COMPLEX AREAS AND THE ROLE OF THE COMPLEX AREA SUPERINTENDENTS FROM THE PUBLIC SCHOOL SYSTEM," was offered by Representative Carroll.

H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE PUBLIC UTILITIES COMMISSION TO SEEK ALTERNATIVES TO THE INDUSTRIAL WIND GENERATION FACILITIES AND INTERISLAND HIGH-VOLTAGE UNDERSEA ELECTRIC TRANSMISSION CABLE SYSTEM PROPOSED FOR THE ISLANDS OF MOLOKAI AND LANAI," was jointly offered by Representatives Carroll, Awana, Evans, Luke, McKelvey and Wooley.

H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION TO CONDUCT A STUDY OF THE FEASIBILITY AND COST OF CONSTRUCTING A RAPID TRANSPORTATION LINE FROM EAST KAPOLEI TO MAKAHA," was jointly offered by Representatives Har, Hashem, Ichiyama, Jordan, Oshiro, Takumi and Yamane.

H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY ON THE STATE MEDICAID PROGRAM'S COMPLIANCE WITH THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was jointly offered by Representatives Jordan, Belatti, Carroll, Har, Kobayashi, Morikawa, Woodson and Oshiro.

H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE RIGHTS AND DUE PROCESS REQUIREMENTS REGARDING COMPLAINTS, GRIEVANCES, AND APPEALS ACROSS CARE SETTINGS FOR MEDICAID NURSING FACILITY LEVEL OF CARE CLIENTS WHO RECEIVE HOME AND COMMUNITY BASED SERVICES," was jointly offered by Representatives Jordan, Carroll, Hashem, Ichiyama and Oshiro.

H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO WORK WITH AIRLINE COMPANIES TO SHOW OCEAN SAFETY VIDEOS ON HAWAII-BOUND FLIGHTS," was jointly offered by Representatives Brower, Aquino, Awana, Cachola, Carroll, Evans, Fukumoto, Hanohano, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, McKelvey, Morikawa, Nakashima, Ohno, Onishi, Oshiro, Say, Souki, Takayama, Takumi, Thielen, Tokioka, Tsuji, Wooley, Yamashita, Cabanilla and Luke.

H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE NATIONAL DRAFT TO INCLUDE WOMEN," was jointly offered by Representatives Brower, Aquino, Awana, Cabanilla, Cachola, Carroll, Choy, Coffman, Hanohano, Hashem, Ing, Ito, Lee, Lowen, McKelvey, Onishi, Oshiro, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Woodson, Wooley, Cheape, Fale, Kobayashi, Morikawa, Nakashima, Rhoads and Ward.

H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was jointly offered by Representatives Brower, Aquino, Awana, Cachola, Carroll, Evans, Fukumoto, Hanohano, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, McKelvey, Morikawa, Nishimoto, Onishi, Say, Souki, Takayama, Takumi, Thielen, Tokioka, Tsuji, Woodson, Wooley, Yamashita, Luke, Nakashima and Oshiro.

H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE SAND ISLAND BUSINESS ASSOCIATION TO CONTINUE THEIR DISCUSSIONS REGARDING THE SALE OR EXCHANGE OF PARCELS OF LAND WITHIN THE SAND ISLAND INDUSTRIAL PARK," was offered by Representative Say, by request.

H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE, CITY AND COUNTY OF HONOLULU, AND CASTLE & COOKE HOMES HAWAII, INC., TO ENTER INTO A LAND EXCHANGE AGREEMENT," was offered by Representative Oshiro.

H.C.R. No. 198, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE TO PURCHASE AGRICULTURAL LAND FROM DOLE FOOD COMPANY, INC.," was offered by Representative Oshiro.

H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Kobayashi, McKelvey, Nakashima, Nishimoto, Aquino, Belatti, Cabanilla, Cachola, Evans, Ing, Lee, Luke, Morikawa, Rhoads, Souki, Takayama, Takumi and Tokioka.

H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO RECONVENE THE CLEAN AND SOBER HOMES AND HALFWAY HOUSES TASK FORCE," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Evans, Kobayashi, Luke, McKelvey, Morikawa, Nakashima, Nishimoto, Woodson, Rhoads and Tokioka.

H.C.R. No. 201, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was jointly offered by Representatives Carroll, Aquino, Awana, Brower, Ing, Kobayashi, McKelvey, Nakashima, Nishimoto, Woodson, Belatti, Cabanilla, Cachola, Coffman, Evans, Lee, Lowen, Morikawa, Souki, Takayama, Takumi and Tokioka.

H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII TEACHER STANDARDS BOARD TO ESTABLISH A PROGRAM TO SELECT AND EVALUATE ACTIVITIES RELATING TO THE PROFESSIONAL DEVELOPMENT OF TEACHERS," was jointly offered by Representatives Carroll, Awana, Brower, Coffman, Evans, Kobayashi, Lowen, Morikawa, Nishimoto, Luke, Nakashima and Tokioka.

H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE ON CHILD SUPPORT RESPONSIBILITY," was jointly offered by Representatives Carroll, Awana, Brower, Evans, Kobayashi, Luke, McKelvey, Morikawa, Nakashima, Nishimoto, Woodson, Coffman, Lowen, Rhoads and Tokioka.

H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A WORKING GROUP TO STUDY, CONSIDER, AND RECOMMEND WAYS TO REDUCE THE TRANSPORT TIME AND COST OF SHIPPING GOODS TO OAHU FROM MOLOKAI, LANAI, AND HANA, MAUI," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE ENVIRONMENTAL HEALTH ADMINISTRATION OF THE DEPARTMENT OF HEALTH," was offered by Representative Carroll.

H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE TO CONVENE AN AGRICULTURAL TOURISM TASK FORCE," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 207, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE CERTAIN SUBMERGED LANDS AT MANELE BAY TO COON BROTHERS INC. FOR RENOVATION OF THE SMALL BOAT HARBOR FACILITIES," was jointly offered by Representatives Carroll and McKelvey.

H.C.R. No. 209, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ADD A MANDATORY COURSE IN ECONOMIC AND FINANCIAL MANAGEMENT LITERACY TO THE EXISTING PUBLIC HIGH SCHOOL CURRICULUM," was jointly offered by Representatives Johanson, Awana, Cheape, Fale, Fukumoto and Thielen.

H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO INFORM FAMILIES ABOUT THE AVAILABILITY OF FREE IMMUNIZATIONS TO ELIGIBLE INDIVIDUALS UNDER TWENTY-ONE YEARS THROUGH THE HAWAII EARLY PERIODIC SCREENING, DIAGNOSIS, AND TREATMENT PROGRAM," was jointly offered by Representatives Johanson, Awana, Cheape, Fale, Fukumoto, Ohno and Rhoads.

H.C.R. No. 211, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO SUBMIT A REPORT TO THE LEGISLATURE THAT EXAMINES THE POTENTIAL FOR ADOPTING A CLEAN ENERGY STANDARD BASED UPON LIFECYCLE GREENHOUSE GAS EMISSIONS," was offered by Representative Thielen.

H.C.R. No. 212, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION TO ESTABLISH A HYDROGEN FUELING STATION DEMONSTRATION PROJECT," was offered by Representative Nakashima.

H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE GLASS ADVANCE DEPOSIT FEE SPECIAL ACCOUNT IN THE ENVIRONMENTAL MANAGEMENT FUND FOR FISCAL YEAR 2012-2013 TO DETERMINE WHETHER A CHANGE IN THE GLASS ADVANCE DEPOSIT FEE IS JUSTIFIED AND NECESSARY," was offered by Representative Souki.

H.C.R. No. 214, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE CREATION OF A CROWDFUNDING PROGRAM," was jointly offered by Representatives Fukumoto, Awana, Cheape, Fale, Ing, Johanson, Kawakami, McKelvey, Thielen and Cullen.

H.C.R. No. 215, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING SCHOOL SAFETY," was jointly offered by Representatives Fukumoto, Awana, Carroll, Cheape, Evans, Fale, Hanohano, Ichiyama, Johanson, Kawakami, Lee, McKelvey, Nakashima, Ohno, Onishi, Saiki, Souki, Takai, Thielen, Woodson, Belatti, Brower, Cachola, Choy and Kobayashi.

H.C.R. No. 216, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was jointly offered by Representatives Lee and Belatti.

H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY THE SOCIAL, ECONOMIC, AND RELIGIOUS IMPACTS OF ENACTING MARRIAGE EQUALITY IN HAWAII," was jointly offered by Representatives Lee, Belatti, Brower, Carroll, Coffman, Ichiyama, Jordan, Kawakami, Kobayashi, Lowen, Luke, McKelvey, Morikawa, Nakashima, Saiki, Takumi, Thielen and Wooley.

H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO AWARD THE CONGRESSIONAL MEDAL OF HONOR TO JOHN KUULEI KAUHAIHAO, OF HONAUNAU, HAWAII," was offered by Representative Takai.

H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT AN AUDIT OF THE DEPARTMENT OF TAXATION TO ADDRESS ANY ISSUES ASSOCIATED WITH THE COLLECTION OF THE 0.5 PERCENT COUNTY SURCHARGE ON THE STATE GENERAL EXCISE TAX," was offered by Representative Saiki, by request.

H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A LEGISLATIVE WORKING GROUP TO ESTABLISH A PROCESS FOR DETERMINING A REPLACEMENT FOR THE STATUE OF SAINT JOSEPH DAMIEN DE VEUSTER THAT IS DISPLAYED IN NATIONAL STATUARY HALL," was offered by Representative Nakashima, by request.

H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was jointly offered by Representatives Awana, Carroll and Hanohano.

H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO INVESTIGATE THE FERAL CAT INFESTATION AT THE UNIVERSITY OF HAWAII AT MANOA," was offered by Representative Awana.

H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A GAMBLING TASK FORCE TO PERFORM A SOCIAL AND FINANCIAL ANALYSIS OF LEGALIZED GAMBLING IN HAWAII," was offered by Representative Awana.

H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO EXAMINE AND RE-EVALUATE ITS POLICIES REGARDING REFUGEE AND ASYLEE PROTECTIONS, INCLUDING THE PRINCIPLE OF NON-REFOULEMENT," was jointly offered by Representatives Awana, Takai and Cabanilla.

H.C.R. No. 225, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENTS OF DEFENSE AND HOMELAND SECURITY TO ASSESS HAWAII'S VULNERABILITY TO NUCLEAR ATTACK AND THE ABILITY OF THE UNITED STATES TO DEFEND HAWAII," was offered by Representative Awana.

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," was jointly offered by Representatives McKelvey, Carroll, Choy, Evans, Lowen, Onishi and Tsuji.

H.C.R. No. 227, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENSURE THAT TEACHERS HAVE HIGH-QUALITY CURRICULUM AND CURRICULAR MATERIALS IN ENGLISH LANGUAGE ARTS AND MATH THAT ARE ALIGNED WITH THE COMMON CORE STATE STANDARDS," was offered by Representative Takumi.

H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES IN COOPERATION WITH THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT A PLAN TO REPAIR AND MAINTAIN THE REFLECTING POOLS SURROUNDING THE STATE CAPITOL," was jointly offered by Representatives Thielen, by request, Lee, Fale, McKelvey and Ohno.

H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING OCTOBER AS "FARM TO SCHOOL MONTH" IN HAWAII AND REQUESTING THE DEPARTMENT OF AGRICULTURE, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION, TO CREATE AND IMPLEMENT A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was jointly offered by Representatives Cheape, Brower, Fale, Fukumoto, Johanson, Takai and Ohno.

H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PHASE OUT OF THE DEPOSIT BEVERAGE CONTAINER RECYCLING PROGRAM TO ESTABLISH AN EXPANDED STATEWIDE CURBSIDE RECYCLING PROGRAM," was jointly offered by Representatives Cheape, Fale, Fukumoto, Johanson and McKelvey.

H.C.R. No. 231, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, IN COOPERATION WITH THE OFFICE OF ELECTIONS, TO CREATE AND IMPLEMENT A VOTER PRE-REGISTRATION AND EDUCATION PROGRAM FOR PUBLIC HIGH SCHOOL STUDENTS IN HAWAII," was jointly offered by Representatives Cheape, Brower, Fukumoto, Johanson and Thielen.

H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS ON THE RE-USE OF R-1 WATER FOR AGRICULTURAL PURPOSES IN CENTRAL OAHU," was jointly offered by Representatives Cheape, Brower, Evans, Fale, Fukumoto, Johanson, Souki, Takai, Thielen and Wooley.

H.C.R. No. 233, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AGRICULTURAL THEFT TASK FORCE," was jointly offered by Representatives Cheape, Belatti, Fale, Ichiyama, Ing, Kawakami, Lee, Lowen, McDermott, Morikawa, Nishimoto, Onishi, Say and Takai.

H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO EXPAND SCHOOL-BASED PHYSICAL ACTIVITY PROGRAMS AND INCREASE STUDENT PARTICIPATION IN THOSE PROGRAMS," was jointly offered by Representatives Fukumoto, Cheape, Fale and Johanson.

H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE ADMINISTRATION OF THE UNIVERSITY OF HAWAII," was jointly offered by Representatives Johanson, Cheape, Fale and Fukumoto.

H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COMMISSION ON SALARIES TO SUSPEND THE AUTOMATIC SALARY INCREASE AND EXTEND THE SALARY REDUCTION FOR MEMBERS OF THE LEGISLATURE UNTIL HAWAII'S ECONOMIC FORECAST REFLECTS GREATER GROWTH AND VITALITY," was jointly offered by Representatives Fale, Cheape and Fukumoto.

H.C.R. No. 237, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII SYSTEM TO DESIGN PROGRAMS THAT ALLOW HAWAII STUDENTS TO DEVELOP THE NECESSARY SKILLS TO FACILITATE HAWAII'S GREATER INVOLVEMENT IN INTERNATIONAL PEACE AND CONFLICT RESOLUTIONS," was jointly offered by Representatives Fale, Cheape, Fukumoto and Johanson.

H.C.R. No. 238, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO CONSIDER INTER-ISLAND AIR TRAVEL IN HAWAII AS A SPECIAL CASE AND PROVIDE AN EXEMPTION TO ALLOW THE STATE TO REGULATE THE INDUSTRY FOR PURPOSES OF EFFICIENCY," was jointly offered by Representatives Lowen, Ing, McKelvey, Onishi and Kawakami.

H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO FACILITATE THE DEPLOYMENT OF RENEWABLE-ENERGY TECHNOLOGIES, INCLUDING WASTE-TO-ENERGY, IN HAWAII AND TO ATTRACT FOREIGN DIRECT INVESTMENT AND INTERNATIONAL TRADE FROM THE REPUBLIC OF KOREA," was offered by Representative Lee.

H.C.R. No. 240, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO ADDRESS THE ISSUE OF SCHOOL BULLYING," was offered by Representative Ing.

ADJOURNMENT

At 6:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 14, 2013.

THIRTY-FIRST DAY

Thursday, March 14, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Raytan K. Vares of Vice Speaker Mizuno's office, after which the Roll was called showing all Members present with the exception of Representatives McKelvey and Mizuno, who were excused.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Seventeenth, Eighteenth, Nineteenth, Twentieth, Twenty-First, Twenty-Second and Twenty-Third Days were approved. (Representatives McKelvey and Mizuno were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 237 through 243) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 237, dated February 22, 2013, transmitting the Information Privacy and Security Council Reports, prepared by the Office of Information Management and Technology pursuant to Act 10, SLH 2008.

Gov. Msg. No. 238, dated February 27, 2013, transmitting the Annual Report on Solid Waste Management, prepared by the Department of Health pursuant to Section 342G-15, HRS.

Gov. Msg. No. 239, dated February 27, 2013, transmitting the Annual Report on Forensic Patient Data, Specific to the Hawaii State Hospital, prepared by the Department of Health pursuant to Section 334-16, HRS.

Gov. Msg. No. 240, dated February 27, 2013, transmitting the State Council on Mental Health's Annual Report on Implementation of the Statewide Comprehensive Integrated Services Plan, prepared by the Department of Health pursuant to Section 334-10(e), HRS.

Gov. Msg. No. 241, dated March 7, 2013, transmitting the Relating to the State Budget Report on Home-to-School Transportation Costs, prepared by the Department of Education pursuant to Act 164, SLH 2011, as amended by Act 106, Section 4, SLH 2012.

Gov. Msg. No. 242, dated March 7, 2013, transmitting the Temporary Assistance For Needy Families (TANF) Financial Plan Reports, prepared by the Department of Human Services pursuant to Act 164, Sections 126 and 128, SLH 2011.

Gov. Msg. No. 243, dated January 9, 2013, transmitting the Office of Information Management and Technology Procurement Report as of December 31, 2012, pursuant to Act 222, SLH 2012.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Carroll introduced participants of the State Council on Developmental Disabilities "A Day at the Capitol" Event.

Representative Cheape introduced members of the Good Beginnings Alliance: Mr. Jacce Mikulanec and Ms. Deborah Zysman; and Ms. Kanoe Naone of In Peace.

Representative Hashem recognized Wilson Elementary School 5th graders.

Representative Coffman introduced Mr. Curtis Tyler, Chair of the State Council on Developmental Disabilities; and Ms. Gretchen Lawson, President and CEO of The Arc of Kona.

Representative Takai introduced his staff member, Ms. Cheryl Derby.

Representative Cabanilla introduced Mrs. Nancy Walch, past President of the Filipino Nurses Organization.

Representative Rhoads introduced his friend from Kukui Gardens, Mr. Blane Sardinha.

Representative Tokioka introduced Mr. El Doi of the Developmental Disabilities Council on Kauai; and Mrs. Joy Kouchi.

Representative Lowen introduced friends visiting from The Arc of Kona: Ms. Giuse Bullock, Sanoe, Debbie, JoAnn, Damien and Apple.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 195) was announced by the Clerk and the following action taken:

H.R. No. 195, entitled: "HOUSE RESOLUTION RECOGNIZING THE UNITED STATES SMALL BUSINESS ADMINISTRATION'S 2013 AWARDEES OF THE STATE OF HAWAII," was jointly offered by Representatives Tsuji, Brower, Cachola, Coffman, Ing, Nishimoto, Rhoads and Woodson.

Representative Tsuji moved that H.R. No. 195 be adopted, seconded by Representative Ward.

Representative Tsuji recognized the United States Small Business Administration's 2013 Awardees for the State of Hawaii for their outstanding individualism and contributions to Hawaii's Business Community, and introduced the honorees who were seated on the Floor of the House:

Mr. Allan K. Ikawa, President and CEO of Big Island Candies, Entrepreneurial Success of the Year. He was accompanied by his wife, Mrs. Irma Ikawa.

Mr. Art Taniguchi, representing Mr. Robert Kawahara of Kawahara + Co., Certified Public Accountants, LLC, Financial Services Champion of the Year.

Ms. Angie Shiroma, representing Mr. Craig Swift, Director of Maui Economic Opportunity Business Development Center, Home-Based Business Champion of the Year.

Ms. Leslie Wilkins, Vice President, Maui Economic Development Board, Veterans Small Business Champion of the Year.

Mr. José Villa, President of Latin Business Hawaii, Minority Small Business Champion of the Year.

Mr. Billy Giang, President and Owner of SG Group Inc., dba Pho Factory & Saigon Garden, Young Entrepreneur of the Year. He was accompanied by his wife, Mrs. Krystal Giang.

Mr. James Kwong and Mr. David Yogi, Yogi Kwong Engineers, LLC, Small Business Persons of the Year.

Ms. Jane Sawyer, representing Mrs. Naomi Hazelton-Giambrone, Co-Owner of Element Media, Women in Business Champion of the Year.

Ms. Sandra Vajcs, representing Mr. Jim Freeman, Mr. Ralph Shelbourne and Mr. Benjamin Candari, FSC Architects, Small Business Exporter of the Year.

Mr. Sterling Kaya of Hanapa'a Fishing Company, Family-Owned Business of the Year, who could not be here today.

Representative Ward congratulated and thanked the awardees and introduced their guests and sponsors who were seated in the gallery:

Ms. Melitajean Racadio, Bank of Hawaii, sponsoring Mr. James Kwong;
Ms. Rowena Tomas, Ms. Dori Gusman and Mr. Dave Ebaugh, accompanying FSC Architects;
Mr. Larry Nagayama and Mr. Clarence Regalado, Hawaii National Bank, sponsoring Mr. Sterling Kaya;
Mr. James Chong, American Savings Bank, sponsoring Mr. Billy Giang;
Mr. Alvin Imada, Central Pacific Bank, accompanying Ms. Leslie Wilkins;
Ms. Krista Shirkey, Streamline6 Communications, sponsoring Mrs. Naomi Hazelton-Giambrone; and
Mr. Rodney Wong, Bank of Hawaii, sponsoring Mr. José Villa.

The motion was put to vote by the Chair and carried, and H.R. No. 195 was adopted, with Representatives Belatti, McKelvey and Mizuno being excused.

The following resolution (H.R. No. 196) was announced by the Clerk and the following action taken:

H.R. No. 196, entitled: "HOUSE RESOLUTION COMMENDING THE CHURCH OF SCIENTOLOGY FOR ITS HUMANITARIAN WORK AND COMMUNITY SERVICE AROUND THE GLOBE," was jointly offered by Representatives Cabanilla, Carroll, Cachola, Choy, Luke and Ward.

Representative Cabanilla moved that H.R. No. 196 be adopted, seconded by Representative Carroll.

Representative Cabanilla recognized the Church of Scientology for their outstanding work in humanitarian endeavors and advocating for human rights for over 50 years.

Representative Carroll introduced and recognized honorees seated on the Floor of the House:

Ms. Amanda Barefoot, 1st grade teacher and founder of Phonics Fanatics, a tutoring school in Honolulu.

Ms. Hilu Hansen, a social worker dedicated to at-risk students and prisoners and a board member of Narconon Hawaii.

Ms. Sakura Williams Thompson, a talent agent and partner of Swenson Williams Agency and member of The Interfaith Alliance.

Mr. Bob Adams, Vice President of the Church of Scientology International.

Representative Cabanilla then introduced guests seated in the gallery:

Mr. Mike Mau, Mr. Shon Gregory, Ms. Rose Tinklenberg, Ms. Cindy Bonner and Ms. Susan Reaves.

Representative Brower lauded the eight dynamics and principles of the Church of Scientology and reaffirmed his belief that we are spiritual beings.

Representative Say commended the Church of Scientology on their booklet, *The Way to Happiness*, containing 21 precepts about how to live a happy life, which has helped bring peace to areas of turmoil.

Representative Ward thanked and commended the Church of Scientology for their work in providing disaster relief to devastated areas around the world.

The motion was put to vote by the Chair and carried, and H.R. No. 196 was adopted, with Representatives McKelvey and Mizuno being excused.

At 12:53 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:05 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 936) recommending that S.B. No. 595, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 595, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair, "so ordered."

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to request a ruling on a potential conflict. My family has an egg farm. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 595, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey and Mizuno being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 937) recommending that S.B. No. 1025, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1025, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey and Mizuno being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 938) recommending that S.B. No. 305, SD 1 pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 305, SD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to ask the Clerk to cast a no vote for me and I would like to explain why. Thank you. Mr. Speaker, if you look at subsection (g) on page 2, there's language that really should be of concern, particularly to neighbor islanders. 'The land planning activities of the authority shall be coordinated with the county planning departments and the county land use plans, policies, and ordinances.'

"Well, 'coordinated' is a very open term. It can be coordinating with them, could be just talking to the county officials. It doesn't say that they should be subject to, and that brings us back to the PLDC issue, Mr.

Speaker. If this language were changed to allow the counties to retain their authority under land use plans, policies and ordinances, then the language would say, 'the planning activities of the authority shall be subject to the county land use plans, policies, and ordinances.'

"The other thing is on page 3 of the bill. 'In connection with the development of any public housing dwelling units … the authority may also develop commercial, industrial, and other properties if it determines that the uses … will be a benefit to the community in which the properties are situated.' That's pretty broad, a pretty broad authority. Again, it reminds me of the PLDC. Then it goes on, 'the authority may designate any portions of the public housing development for commercial, industrial, or other use and shall have all the powers granted under this chapter with respect thereto.'

"I think this language needs to be tightened up significantly, and at this point I vote no. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I also rise in opposition with similar concerns. The DNA traces of the harbors and the DOE gave its sister and brother and this one looks like a cousin, so I'm going to hold my decision as no for now. Thank you."

Representative Cabanilla rose to speak in support of the measure, stating:

"In strong support, Mr. Speaker. I think that our people are in need of affordable housing and every means possible to increase the lot of affordable housing is something that our community needs. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Thielen and Ward voting no, and with Representatives McKelvey and Mizuno being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 939) recommending that S.B. No. 1009, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1009, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey and Mizuno being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 940) recommending that S.B. No. 406, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 406, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey and Mizuno being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 941) recommending that S.B. No. 1235, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1235, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 942) recommending that S.B. No. 1317, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1317, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," passed Second Reading and was referred to the Committee on Higher Education, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 943) recommending that S.B. No. 548, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 548, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," passed Second Reading and was referred to the Committee on Health, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 944) recommending that S.B. No. 933, SD 1 pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 933, SD 1 pass Second Reading and be referred to the Committee on Health, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm a beneficiary of the Tri-Care program. Thank you," and the Chair ruled, "no conflict."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My husband is a beneficiary of the Tri-Care program. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I am also a beneficiary of the Tri-Care program," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Same request, Mr. Speaker. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 933, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," passed Second Reading and was referred to the Committee on Health, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 945) recommending that S.B. No. 539, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 539, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

VETERANS," passed Second Reading and was referred to the Committee on Transportation, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 946) recommending that S.B. No. 678, SD 2 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 678, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," passed Second Reading and was referred to the Committee on Higher Education, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 947) recommending that S.B. No. 463, SD 2 pass Second Reading and be referred to the Committee on Economic Development & Business.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 463, SD 2 pass Second Reading and be referred to the Committee on Economic Development & Business, seconded by Representative Awana.

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair, "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair, "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 463, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 948) recommending that S.B. No. 750, SD 2 pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 750, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives McKelvey and Mizuno being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 949) recommending that S.B. No. 1273, SD 2 pass Second Reading and be referred jointly to the Committee on Higher Education and the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1273, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred jointly to the Committee on Higher Education and the Committee on Economic Development & Business, with Representatives McKelvey and Mizuno being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 950) recommending that S.B. No. 1068, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1068, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition to this measure and I'd like to make some brief comments. Mr. Speaker, this will hurt first generation American families, working families, immigrant families who come to this country and are trying to make a better life for themselves. I see these people in my mind's eye. I have gone to church with them, mass with them for over 30 years in Kalihi and Ewa Beach. They are working people who are trying to make a better life and then they want to send money back to their homeland to help those folks who are still there have a better life.

"I think we're penalizing them, Mr. Speaker, because undoubtedly the purveyors who engage in the money transfer process will pass this cost on to them. That's the way the market works. Mr. Speaker, we're going to increase the application fee by 150%. 150%. I wonder, Mr. Speaker, rhetorical question, will their application process speed up by 150%? I doubt it.

"Mr. Speaker, it just seems to me that every time we have a piece of legislation dealing with DCCA it has an increased fee attached to it. I've been away for a while and maybe there's a master plan I'm not aware of, but I find it very troubling, particularly when everything is automated. You want to get a GET license, you go to the website, automated. You're not dealing with people. So folks are wondering, why are we paying for government? Every time we touch it, it costs us money.

"I wouldn't be surprised in the future if you call up if you can get a hold of someone, and I've had to do this, that if they're going to reverse the telephone charges to you and make you pay to talk to them on the phone. It's very troubling.

"The fees here, we increase the application fee from $2,000 to $5,000. That's a substantial cost that may make marginal people not be able to execute. License renewal fee is established, from $5,000 up to $15,000 for a license. Name change fee. You want to change your name, increased to $1,000 from $250 for an administrative action that can be done automated.

"Mr. Speaker, this is a fee increase and it's going to hurt these families who are minority, working, at the bottom of the socio-economic ladder who are trying to get ahead and at the same taking care of those they left behind. So for those reasons, I cannot in good conscience support this."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I would like to have the words from my colleague in Ewa Beach entered into the record as if they were my own. I would like also to make the following statements.

"As a state we must stand up for our own local Hawaii-based small businesses and give them a fighting chance to survive, which is becoming increasingly more difficult in an increasingly interdependent global economy.

"We were promised a new beginning for Hawaii small businesses in the state, but instead, SB 1068 passed over from the Senate. The House deferred the House companion 837 because the overregulation and high fees result in the killing of small businesses and formation of tight oligarchy of two to three giant multinational corporations from lands afar.

"The small business mom and pop stores would be forced out of business and become a surrogate or vessel of a giant multinational corporation who takes Hawaii's money and profits out of state to lands afar.

"We, as the representatives of the people of the State of Hawaii and the guardians of Hawaii residents doing business in the state, must level the playing field to encourage and give Hawaiian people the chance to survive.

"SB 1068 will kill off local minority-owned small businesses in favor of giant multinational companies and foreign conglomerates. SB 1068 will run the small businesses local money transmitters out of business by erecting huge barriers to entry and high license fees and expenses for operating in Hawaii. Small businesses would have to pay huge deposits and pay unlimited fees and penalties for the investigation of complaints and enforcement of regulations.

"Senate Bill 1068 amends the Money Transmitter Act, Chapter 489D, Hawaii Revised Statutes, that increases the fee structure to amounts unfavorable to small business that is passed on to consumers. Senate Bill 1068 changes the registration fee, again let me mention, from $5,000 to $15,000, Mr. Speaker. $5,000 to $15,000. SB 1068 will give big banks and money institutions a monopoly and allow them to charge huge transmitting fees even for small transmissions of money. This overregulation is uncalled for, as there have not been any notable complaints about the industry.

"DCCA is conducting business as usual by empire building at the expense of the overburdened small businesses who are forced to pass the fees on to the poor immigrant clients. The problem with this type of insidious taxing of the consumers is that it binds bigger and bigger government without any benefit or protection to the public. For those reasons, Mr. Speaker, I stand in strong opposition to Senate Bill 1068. Thank you."

Representative Johanson rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 1068, SD 2. This bill enables the Commissioner of Financial Institutions greater authority to enforce the money transmitter's law and expand regulation over licensees. One of the major issues with the bill is that it raises fees significantly. These fees are likely to adversely impact those communities that regularly transmit money to their relatives in foreign countries. This may have a particularly detrimental impact in many of our Filipino communities. Because I believe the fee increases are too steep, I rise in opposition to this measure."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair, "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations. I thank the Committee Chair for reminding us that there are several other committees to go through. I think the recommendation in the Committee Report that the Commissioner of Financial Institutions works closely with the Chair of the subsequent committees to really look at their expenditure plan, current fund balances, current deficit balances over the last several years and the status of those six unfilled positions. I think those are all important questions.

"I'd like to also share the sentiment of the Chair of the Housing Committee, that if there is going to be an increase in these fees, it should be borne by those larger, nationalized, international type corporations and not by the smaller, more independent entrepreneurs in our community. Thank you, Mr. Speaker."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, at this time I'll be voting with reservations. I'd like the remarks of my *manang* over there to be part of my statement. Let me just say this. I have a lot of relatives. When they send money it's not in the thousands, it's just sometimes $50, $100 to help relatives. If you are going to exact a high fee to these people, they end up suffering. They'll be getting a lot more fees and they pass it on to them.

"My reservation lies also on the fact that the Division of Financial Institutions covers a whole slew of activity. They have supervision on banks, supervision on savings and loans and others, aside from the transmittal of money. When they come up with presenting to us what they need, they lump up all the deficit of the activity that they have within the division. So I suggest that if they can just narrow it down to the portion of that activity for transmittal of money so we know exactly how much they need. Raising it from $5,000 to $15,000, to my mind, is overkill. So for that reason at this point in time, I'll be voting with reservations. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, in addition to the aforementioned reasons and the fact that it barely squeaked out of the EDB Committee, I want to add a humanitarian component to this discussion. I mentioned earlier that I was in the foreign aid office at USCID. We did a study and it was a study of how much foreign aid comes into the country versus expatriate repatriation of funds. The country in question actually has one of the biggest exports of talented, educated people, so repatriation of funds is a huge impact on the gross domestic product of the Philippines.

"If this is going to be an increase for the licensees and all of the other fees that were indicated, that's a direct proportion to many of the barriers and many of the people who are going to be receiving this and a country that doesn't need to have less money than it has now, but more money.

"So, Mr. Speaker, I take it to the humanitarian argument that what we're doing here has a global impact. What we're doing here has a very strong survival and humanitarian component to it and I would hope that others would consider that as we push this bill along. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair, "so ordered."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. May I have the words from both of the Representatives from Ewa and the Representative from Hawaii Kai inserted into the Journal as if they were my own. With these additional comments.

"One of my favorite stories here in the State of Hawaii is that of the late Senator Inouye and his upbringing here in the State of Hawaii. What brought his family here to Hawaii was the opportunity to help out his own family back in Japan. There are many of us here, as could easily be identified by our names, that came here from another place and often they were in very poor and difficult circumstances with the hope that one day that we would be able to send back a little bit of help to our families wherever they were.

"The part about Senator Inouye's story that I remember is watching that video where his dad told him that this country had been good to him and his family and if he had to die for that country then so be it. Now this takes away, I believe, Mr. Speaker, a little bit of the goodness to those minority and first generation Americans who are here in the State of Hawaii with an enormous negative impact on them and their families. So I would like to continue to be as friendly as we can to our small businesses and especially to those who are in the most difficult financial circumstances, Mr. Speaker, and their families. So, for those reasons I am opposed to this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1068, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Cheape, Fale, Fukumoto, Johanson, McDermott and Ward voting no, and with Representatives McKelvey and Mizuno being excused.

ANNOUNCEMENTS

Representative Morikawa: "Thank you, Mr. Speaker. As the Koreans would say, *saengil chukha hamnida*. I would like to wish a very happy birthday to the Chair of Health, today is her birthday, from all of us. Thank you, Mr. Speaker."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
47	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business
48	Committee on Labor & Public Employment, then to the Committee on Judiciary
49	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
50	Committee on Higher Education, then to the Committee on Judiciary
51	Jointly to the Committee on Human Services and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
52	Committee on Transportation, then to the Committee on Finance
53	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
54	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
55	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Education
56	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary
59	Committee on Education, then to the Committee on Finance
60	Committee on Health, then to the Committee on Consumer Protection & Commerce
61	Jointly to the Committee on Water & Land and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
62	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Finance
63	Committee on Education, then to the Committee on Finance
66	Committee on Health, then to the Committee on Consumer Protection & Commerce
67	Committee on Consumer Protection & Commerce, then to the Committee on Finance
68	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
69	Committee on Consumer Protection & Commerce, then to the Committee on Finance
70	Committee on Tourism, then to the Committee on Health
71	Committee on Public Safety, then to the Committee on Judiciary
72	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
73	Committee on Energy & Environmental Protection, then to the Committee on Water & Land
74	Committee on Education, then to the Committee on Finance
76	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
77	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business
78	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation
79	Committee on Health, then to the Committee on Higher Education
80	Committee on Higher Education, then to the Committee on Legislative Management
81	Committee on Judiciary
82	Committee on Public Safety, then to the Committee on Judiciary
83	Committee on Consumer Protection & Commerce, then to the Committee on Finance
84	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
85	Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance
86	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
87	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
88	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
89	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance
90	Committee on Education, then to the Committee on Finance

91 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

H.C.R. Nos.	Referred to:
60	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business
61	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
62	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
63	Committee on Labor & Public Employment, then to the Committee on Judiciary
64	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
65	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance
66	Committee on Higher Education, then to the Committee on Judiciary
67	Jointly to the Committee on Human Services and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
68	Committee on Transportation, then to the Committee on Finance
69	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
70	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
71	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Education
72	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Judiciary
73	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance
74	Committee on Education, then to the Committee on Judiciary
75	Committee on Education, then to the Committee on Finance
76	Committee on Health, then to the Committee on Consumer Protection & Commerce
77	Jointly to the Committee on Water & Land and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
78	Committee on Education, then to the Committee on Finance
79	Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
80	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
81	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Finance
82	Committee on Health, then to the Committee on Consumer Protection & Commerce
83	Committee on Transportation
84	Committee on Transportation
85	Committee on Consumer Protection & Commerce, then to the Committee on Finance
86	Committee on Consumer Protection & Commerce, then to the Committee on Finance
87	Committee on Consumer Protection & Commerce, then to the Committee on Finance
88	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
89	Committee on Public Safety, then to the Committee on Judiciary
90	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
91	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Economic Development & Business
92	Committee on Education, then to the Committee on Finance
93	Committee on Education, then to the Committee on Finance
94	Committee on Health, then to the Committee on Education
95	Jointly to the Committee on Education and the Committee on Higher Education
96	Committee on Energy & Environmental Protection, then to the Committee on Water & Land
97	Committee on Education, then to the Committee on Finance
98	Committee on Water & Land, then to the Committee on Education
99	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
100	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business
101	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation
102	Committee on Agriculture, then to the Committee on Economic Development & Business, then to the Committee on Finance
103	Committee on Health, then to the Committee on Higher Education

104 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

105 Committee on Higher Education, then to the Committee on Legislative Management

106 Committee on Judiciary

107 Committee on Public Safety, then to the Committee on Judiciary

108 Committee on Health, then to the Committee on Education

109 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education

110 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

111 Jointly to the Committee on Education and the Committee on Legislative Management, then to the Committee on Finance

112 Committee on Consumer Protection & Commerce, then to the Committee on Finance

113 Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

114 Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance

115 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

116 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

117 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

118 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

119 Committee on Education, then to the Committee on Finance

120 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
666, SD2	Committee on Health, then to the Committee on Finance
1171, SD1	Jointly to the Committee on Transportation and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 1:27 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 15, 2013. (Representatives McKelvey and Mizuno were excused.)

THIRTY-SECOND DAY

Friday, March 15, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:06 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Isabel Quintero of Head Start, after which the Roll was called showing all Members present with the exception of Representatives Kawakami, Mizuno, Oshiro and Takai, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirtieth and Thirty-First Days was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Thielen introduced her cousin Ms. Virginia Odgaard and husband Mr. Peder Odgaard, visiting from California.

Representative Yamane introduced Students and Faculty of the Social Work Programs at University of Hawaii, Hawaii Pacific University and Brigham Young University; Social Work Legislative Planning Committee Members: Mr. Kiai Lee, Mr. Michael Paeste, Ms. Renae Balentine, Ms. Stephanie Batzer, Ms. Karissa Kinney and Mr. William Maemori; and Members of the National Association of Social Workers, Hawaii Chapter: Executive Director Mr. Marty Oliphant, and Mr. Victor Voth.

Representative Takumi introduced parents, supports and members of the Hawaii Community Action Program – Head Start: Ms. Isabel Quintero, President; Ms. Racquel Dizon-Ikei, Vice President; Ms. Tianni Kawa'a, Treasurer; Ms. Sheri-Ann Cabinatan, Secretary; Ms. Lynn Cabato, Head Start Executive Director.

Representative Cheape introduced Miss Hawaii 2010, Mrs. Jalee Palompo.

Representative Fale recognized his rugby-playing 'brother' visiting with the Social Work students from BYUH.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 951) recommending that S.B. No. 5, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 5, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 952) recommending that S.B. No. 965, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 965, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 953) recommending that S.B. No. 506, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 506, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 954) recommending that S.B. No. 886 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 886, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES," passed Second Reading and was referred to the Committee on Finance, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 955) recommending that S.B. No. 102, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 102, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 956) recommending that S.B. No. 390, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 390, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Education, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 957) recommending that S.B. No. 815, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 815, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 958) recommending that S.B. No. 1007, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1007, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND

LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 959) recommending that S.B. No. 1168, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1168, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY FOR MOUNTAIN CLIMBING, ROCK CLIMBING, RAPPELLING, AND BOULDERING ON GOVERNMENT LAND," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 960) recommending that S.B. No. 1106, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1106, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 961) recommending that S.B. No. 1169, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1169, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOOLAWE ISLAND RESERVE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 962) recommending that S.B. No. 10, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 10, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 963) recommending that S.B. No. 1087, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1087, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations regarding this measure, with the following comments. I'm very concerned that there's going to be a statewide increase in fees but only a certain group of people will have access to those facilities to have put on their homes. So until it's clear who will qualify for those loans and the process in which they will receive the loans to put this infrastructure, to have access to this infrastructure, Mr. Speaker, I still have some serious concerns and reservations with this measure."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. Very briefly, this measure is going to be a game changer for the State of Hawaii. It raises no fees, it places no further burden on our constituents, rather it empowers them to be able to reduce costs in their electric bills over time and will provide for the first time the ability to put upfront financing forward so that they can put photovoltaic and other renewable energies on their rooftops, for renters, for middle and low income folks. It leverages the existing capital we have to bring in outside capital, private investment capital into the state with no liability on the state to do this.

"It's going to be something that I think will allow us in the long term to meet our goals of renewable energy here in Hawaii and at the same time reduce cost for all our homeowners. Thank you very much."

Representative Fale rose to respond, stating:

"Mr. Speaker, again with reservations. In regards to what the previous speaker just said. In the language of the bill it actually does say that there will be a green infrastructure fee that will be assessed. I'm concerned with some of the testimony that was offered, especially by the Hawaii Electric Company, which did say that this will have a significant impact on the consumption of electricity within the State of Hawaii. He said that it actually would raise the cost per kilowatt-hour of production of electricity.

"So until further clarification is actually given in regards to whether it's going to cause electric rates to increase, once again, having this fee that's going to apply statewide but only a certain few will be selected to have access to those loans. Mr. Speaker, I think there are still a number of concerns that have to be addressed in regards to this measure."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in favor. The mantra of my office has been solar on every roof for the last five, six years since I've returned to the Body here. We have 1% of our lights coming from PV now. We've got to try all the different ways, this is a creative way. We have to try all ways of financing because nobody's going to prepay their light bill for 10 years. We don't know what the interest rates are, this gives that option hopefully to make it low.

"But the gentleman from the North Shore is correct. It says a fee, and I think, given what has been said and the selling and the marketing of this, there shouldn't have to be a fee for this. These are to have bonds sold and low interest rates to pay them back and then as you have on-bill payments, you shouldn't have to do it. But the goal of getting off of fossil fuels of the $6 billion that we export every year, we've got to do it. This is a good attempt at trying it and hopefully it's going to succeed, but I think this is a measure, so far and so good. Thank you."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Never let it be said that there is no love between Hawaii Kai and West Maui. I would like the

words of the previous speaker from Hawaii Kai entered in the record as if they were my own."

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Fale be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Lowen rose to speak in support of the measure, stating:

"In strong support. I think this measure will benefit our working class and middle class families and make renewable energy accessible to them. On top of that, if you think about the big picture and the long term, we can expect that the cost of fossil fuels will continue to increase. So, this is actually, it will reduce cost over the long term by transitioning us to more renewable energy."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1087, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 964) recommending that S.B. No. 1112 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 965) recommending that S.B. No. 507, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 507, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I have a ruling on a potential conflict. At my law firm I represent community associations. Thank you," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, requesting a ruling on a potential conflict. I sit on a homeowner association as a director. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 507, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 966) recommending that S.B. No. 1135, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1135, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to rise in opposition to this measure with just some brief comments. Mr. Speaker, this does address a problem of, I didn't hear the bill, so if I'm wrong or mistaken I welcome any critique or correction. It addresses a problem of things like laptops, CTVs, televisions, electronics. These are a real problem. Anybody who's seen the *60 Minutes* program over in China has seen the vast wasteland of all these things that are collected by US recyclers and they put them in containers, ship them over there and then they just pick through what they want and throw the rest out. So, there is a real issue there.

"I'm not Nostradamus, Mr. Speaker, but occasionally I make a prediction. I'm not going to bring it up now, but going back to 2000 in the Journal I made a prediction on some things and they actually came to fruition. But what I see is going to happen with this, and I've always wondered, Mr. Speaker, why the folks who propose recycling and all this. This is 5 cents, it's about 10% of the cost of the water. Why they've never put a fee on this computer. Why we don't have a $50 fee on laptops, $100 fee on desktops. I mean, after all, this is made out of an evil petroleum product. It's terrible, it's filled with poisons. Why don't we have that fee?

"Mr. Speaker, what I see here is we're laying the groundwork for that because we're going to charge the collector. Whoever is going to stand alongside the road with a container, he's going to collect these things. There is some stuff of value in there, some precious metals**.** $250. But then we're going to charge the manufacturer $5,000. So, guess who they pass that cost on to. I'm not sure the mechanics of how the collector would recoup it, because if he's going to charge you to take your computer back, you're just going to throw it in your trash can. That's what you're going to do. At least that's what people in the real world do.

"The manufacturer is undoubtedly going to pass it on to the vendor, *Circuit City*, whatever they are, *Sears*, whoever they are that sells these electronic devices, they're going to add $2 or $3 in the cart. But this lays the groundwork and the mechanics for coming back a few years from now, which we undoubtedly will, and start saying okay, there's going to be a $5 charge on every laptop to recycle. $5 isn't much and then $2 or $3 on your handheld device. Mark my words, prediction number two from Bob 'Nostradamus' McDermott, that we are going to see a fee, I'm not suggesting that we do this by the way, but we're going to see a fee on these laptops for recycling. I hope I didn't give anybody a bad idea, but thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. As stated by the previous speaker, this measure would further drive up the cost of a lot of electronic equipment. One of the greatest things that helps to raise people out of poverty, Mr. Speaker, is the access to technology. Now this measure would further increase the cost of the technology and as the previous speaker noted, that cost is going to get added on to the consumer.

"This measure would push that technology a little further out of the reach of the most disadvantaged in our communities, Mr. Speaker. Because it pushes that technology and the opportunity for those members of the community to further rise out of poverty, Mr. Speaker, I have very serious concerns with this measure."

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. SB 1135, SD 2, HD 1 addresses the issue surrounding electronic waste. As the Representative of a district

where solid municipal waste is deposited, I see this measure as a step in the right direction. This bill provides a method of reusing and recycling electronic devices such as appliances, computers, televisions and other waste which in the long run, will mean that this waste can be kept out of our landfills – aiding our environment.

"There are other types of waste that also needs to be addressed and we have done so with the recycling programs with cans and bottles. In addition, the City and County of Honolulu has been initiating curbside recycling to include other plastics and cardboards. Addressing these additional items through SB 1135, SD 2, HD 1 allows us to think about trash a little smarter, reusing it a little wiser in hopes of sustaining ourselves a lot longer. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1135, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 967) recommending that S.B. No. 652, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 652, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 968) recommending that S.B. No. 665, SD 1 pass Second Reading and be referred to the Committee on Higher Education.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 665, SD 1 pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on a possible conflict. My spouse represents the John A. Burns School of Medicine. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 665, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 969) recommending that S.B. No. 1240, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1240, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PEDIATRIC DENTAL HEALTH COVERAGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 970) recommending that S.B. No. 654, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 654, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 971) recommending that S.B. No. 1238, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1238, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 972) recommending that S.B. No. 693, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 693, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this. Mr. Speaker, you and I have been here before. We've done this dance once before and it occurs to me that two of these van cams, if you will, will be in the Ewa area. I love my constituents, Mr. Speaker but I'd rather not be fielding angry calls from them based on this. It sounds good, it's a safety measure, it improves safety and we know that. I'm not disputing that, Mr. Speaker. But the public does not want it. We felt the wrath the last time. We heard it. And we quickly reversed course.

"So, I would suggest as it goes on to the esteemed Chairman of Judiciary that we consider the past history and what we went through and how we reversed course within 12 months of implementing this. So that's all I'd like to say. Thank you."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 693, SD 2, HD 1. This bill establishes a three-year pilot photo red light imaging detector system program in all counties. While the bill has an admirable goal of improving the safety of both passengers and drivers, as well as reducing traffic related injuries, there are a number of unintended consequences of this legislation that are worth noting. The bill restricts the rights of individuals to contest the violation and does not cover all forms of vehicles. For these reasons, I will be voting with reservations."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Number one, Mr. Speaker, we don't need a pilot the last three years. If you don't know what's happening after a year, you're blind. I think we can narrow it down so the sting of those who don't think we should be catching speeders and accident makers to alleviate that fear.

"Number two, I think we should put it in communities that want it. I know there are many people here or on Maui that would want this and welcome it.

"Number three, Mr. Speaker, I think we should put it where the most deaths occur. Either by running the red light or having the speeding of the red light. But those dangerous intersections so you can show unequivocally with data, not just impressions that we've been using for the last 10 years to talk about this stuff. But to show that here's what it is and here's what it's done.

"But it should take two years and it should be where it's wanted and where the data is where it's really dangerous so it can show the difference. Thank you, Mr. Speaker."

Representative Yamane rose to speak in support of the measure, stating:

"Thank you. Mr. Speaker, in regards to the five noted intersections, to rebut what was stated earlier. Mr. Speaker, part of the five intersections includes the number one and two identified highest traffic accident intersections on the island of Oahu. As well as, Mr. Speaker, we will be continuing to work with our colleagues on Maui because that was an identified intersection, at the request to help alleviate some traffic issues in that sector of Maui. Again, requested.

"As well as Mr. Speaker, if you notice that there are two areas in Ewa Beach, which is where we felt the community who has expressed an interest through their State Senator, we put those identified intersections in the bill, Mr. Speaker.

"Also to address some of the concerns that were brought up in past measures including van cams, we made the program a nonprofit, tickets will be issued by county police officers as well as we added more time for summons and response. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with a slight reservation. It says the purpose of the act is to establish a three-year pilot photo red light imaging detector system programmed to improve enforcement of the traffic signal laws in all counties. I think it would be nice to have one in East Hawaii and one in West Hawaii, because if this law becomes effective it will affect Hawaii County. So I think putting it there and seeing how effective it is, given that the intent of this is to become a statewide program, I think that should be looked at. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"With reservations, just slight reservations, because I do think that the Chair of Transportation did a very good job limiting the scope of this measure. So just in an abundance of caution, reservations. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker, second time, still in opposition and certainly a no vote on this. I certainly appreciate what the Transportation Chair said. He is absolutely right, this will increase safety, there is no question about that. I wasn't asked about it, so maybe the State Senator was, but no one asked me.

"We do many things that will increase safety, we could require everyone who's driving a car to wear a bicycle helmet. That would certainly increase safety, but we don't do it."

"Mr. Speaker, government is a nonprofit. It doesn't mean people like paying tickets or giving us money or doing things. The point is that people feel that this is intrusive. Whether it's a stationary thing, and I haven't heard the bill yet so I'm not an expert, but whether is a stationary thing or a camera, boy they don't like it and they let us know.

"We've done this once before. It could improve safety but so could stationing a police officer standing right there or having more vehicles. When you see a police car on the street you slow down. That would be a better way to do it. Thank you, Sir."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict, Mr. Speaker. The Senator and I live on that corner, Fort Weaver and Kolowaka Drive," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of the measure, stating:

"I would like to support this measure. I know it's a pilot project and we are willing to be the guinea pig to see if this is a good measure for the rest of the people of our state. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. However, I have to apologize to the Chair of Transportation. When this issue came up we had a walkthrough with parents at the intersection that's named in the bill because right now the Lahaina bypass under the safe routes offset, they have a police officer there to watch the kids that are crossing the street. And the parents wanted me to come up and walk with the kids to school to see how dangerous it is with people flying down the road where a child was nearly hit right in front of us.

"The Safe Routes to School funding will run out when the highway project is complete, there will be no officer at that area anymore. However, when I was back on Maui, my light bulb in my head went off and realized that it's a red light camera program not a traffic camera program and the intersection that we've identified doesn't have any lights. So, whoops.

"So, we want to work with the Chair of Transportation on this, however that is a fatal flaw for that location. But it doesn't undercut the seriousness of what I witnessed personally and what the parents are really upset about, especially when the officer leaves because the Safe Routes to School funding will not be there when the bypass is completed. Thank you very much."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 693, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McDermott and Thielen voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 973) recommending that S.B. No. 1161, SD 1 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1161, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 974) recommending that S.B. No. 495, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 495, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 975) recommending that S.B. No. 1340, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1340, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker. I rise in support of this measure. As my colleagues know, I've been a foster parent and an adoptive parent. And too often, and I hate to say this, I say negative things. But this is a really good measure and it helps kids in that gap group before they're fully adults. So I want to commend the Body and the Chair for doing a great job. A lot of wisdom and discernment went into this. So, thank you so much, Mr. Speaker."

Representative Fale rose in support of the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1340, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 976) recommending that S.B. No. 532, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 532, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 977) recommending that S.B. No. 510, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 510, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 510, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 978) recommending that S.B. No. 1084, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1084, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ohno rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ohno's written remarks are as follows:

"Access to early education prepares students to be successful from day one. I support SB 1084 because Hawaii needs to step up to provide families the opportunity to attend a preschool focused on education with qualified staff and curriculum. It is our responsibility as legislators to ensure children statewide are presented with the tools to thrive in our education system."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 1084, SD 1, HD 1. This bill is a constitutional amendment with the title: 'PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS.'

"It should be noted that HSTA submitted testimony in opposition to any measure that supports public funds to be used for 'any privatization or subcontracting program' that will expend public funds to be used in a private educational institution. The HSTA feels this would reduce resources that would go towards public education and that it would also blur the lines between public education and private faith-based educational institutions.

"Mr. Speaker, for these reasons I rise with reservations regarding Senate Bill 1084, SD 1, HD 1."

Representative Coffman rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1084, SD 1, HD 1. This bill proposes a constitutional amendment to permit the appropriation of public funds for private early childhood education programs. While the bill has a noble goal of helping expand access to educational programs, I am concerned about the potential impact on schools that may have a religious affiliation, such as many of the schools in my district, including the Aiea Hongwanji Preschool. Because I support the autonomy of private schools, I will be voting with reservations."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1084, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 979) recommending that S.B. No. 1093, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1093, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, this is a very good program because it prepares primarily families, which have the most influence over students and their achievement in the future.

"What I find ironic about this is that right now kindergarten is not mandatory. Kindergarten is optional. If we want to drill down into the age groups and do these services I think we should at least make it mandatory that kindergarten in Hawaii, even though I think 97% according to DOE do attend kindergarten, 3% are being overlooked. HSTA however says it's in the 60 percentile that attended.

"The notion is, if we're going to get early learning, we're going to get all of these readiness things going, it shouldn't be an option for kids to go to kindergarten just before they go into the first grade. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1093, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 980) recommending that S.B. No. 1095, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1095, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Ohno rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ohno's written remarks are as follows:

"There is no investment more wise than early education. This program would allow those students most in need the opportunity to attend preschool at no cost and provide financial assistance to our middle class families. The neediest students have demonstrated benefits such as higher employment and lower incarceration rates among adults after attending preschool. Beyond a test score, these are the outcomes we should be focused on. By shifting our focus and resources to our youth population, we guide them toward positive choice in adulthood which, in turn, saves our state resources. "

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1095, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 981) recommending that S.B. No. 46, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 46, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Takayama rose to disclose a potential conflict of interest, stating:

"May I have a ruling on a potential conflict? My wife is a consultant with HPU. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 46, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 982) recommending that S.B. No. 635, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 635, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm standing in support with slight reservations. My reservations are contained in line 4 on page 4 of the bill, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 635, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 983) recommending that S.B. No. 74, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 74, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 984) recommending that S.B. No. 69, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 69, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"With strong reservations, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 69, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 985) recommending that S.B. No. 1179, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1179, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 986) recommending that S.B. No. 509, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 509, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RIGHTS OF CRIME VICTIMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 987) recommending that S.B. No. 1170, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1170, SD 2 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Coffman rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, when this went through committee they moved it out as is, but there was information placed in the Committee Report that is very pertinent to the bill's action going forward. So, I just wanted to alert the Judiciary Chair. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Serious, serious reservations on this one, Mr. Speaker. We have a system that's called the Judiciary to handle this type of thing. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1170, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 988) recommending that S.B. No. 623, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 623, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations with a brief comment. Mr. Speaker, I said earlier that nobody wants to prepay their light bill for 10 years or 5 years or anything by putting up a lot of upfront money. If we dis-incentivize this PV program, my fear is this nascent industry, which I call a zygote, not even born yet, is going to either wither away or die off rather quickly. It will un-realize our potential as a nation model as well as an international model taking advantage of the climate that we're blessed with.

"I always, case in point, cite the fact that for over two decades we have had incentive for solar water heating but to this day only 27 – 29% of our over 435,000 homes have solar water heating. You can see this cycle of the solar water heating goes up and down according to the incentives.

"Mr. Speaker, the people out there are not foolishly withholding their money. They know when there's a deal and if we don't incentivize it, it's not going to happen. If we tinker too strongly with these numbers and dis-incentivize it, we're going to lose our opportunity to be a world leader in renewable resources. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. Just briefly, in support. I will note that up to this point this bill has actually increased the incentives for, in particular, solar water heaters, as well the bill as it currently stands is blanked out so that we can continue to push it forward so that we can continue to provide incentives for all the renewable energy technologies that this would cover. Thank you."

Representative Hashem rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request a ruling on a potential conflict. I'm a partner in a solar project. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 623, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Mizuno, Oshiro and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 989) recommending that S.B. No. 1133, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1133, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, this measure I am quite certain which group in our community would be affected the most. This is the good working families that we have in the State of Hawaii that are up 4:00, 5:00 in the morning headed to work. This measure would further increase their cost of living, Mr. Speaker. For those reasons I must be opposed to this measure."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1133, SD 2, HD 1. This bill removes the exemption for liquid dietary supplement containers in amounts greater than one ounce from the deposit beverage container program. Senior dietary supplements, such as *Ensure*, may now be made less affordable with the passage of this measure. My worry is that this bill would have the most impact on those who are least equipped to handle increased fees."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Just very briefly, this is really a housekeeping measure. We've had a loophole built into our deposit beverage container law for some time and it's been exploited by a number of companies. While some voluntarily make sure that they properly label their drink bottles so that they fall within the program, others have exploited this loophole, labeling all sorts of different stuff as dietary supplements despite the fact that in fact are not. So this would close that loophole and allow all the folks in the beverage container industry a level playing field to compete fairly. Thank you very much."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. This is more of a flagging for CPC, but with reservations and the concern is that, while we understand the intent is to close a loophole we feel that this could inadvertently target those types of supplements that our seniors in particular need as part of their dietary regiment. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1133, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale, Fukumoto and McDermott voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water &

Land, presented a report (Stand. Com. Rep. No. 990) recommending that H.C.R. No. 46 be adopted.

Representative Saiki moved that the report of the Committees be adopted, and that H.C.R. No. 46 be adopted, seconded by Representative Awana.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and , the report of the Committees was adopted and H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LANIKAI, KOOLAOPOKO, OAHU, FOR SEAWALL AND REVETMENT PURPOSES," was adopted, with Representative Jordan voting no, and with Representatives Mizuno, Oshiro and Takai being excused.

At 12:59 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:59 o'clock p.m.

ANNOUNCEMENTS

Representative Har: "Thank you, Mr. Speaker. Members, on behalf of Senator Suzanne Chun-Oakland and myself, we would like to invite the Members of this Body, along with their staff, to please join us on Monday, March 18, from 2:00 to 3:00 in Conference Room 312, where we will meet and welcome Congressman Patrick Kennedy who's a Representative from Rhode Island, 1st Congressional District, along with Kevin Sabet and John Redman who are also from Smart Approaches to Marijuana, for all Legislators and staff. It will be a very informative briefing as we continue to deal with many of these marijuana issues. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
345, SD1	Committee on Economic Development & Business, then to the Committee on Finance
506, SD2, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce
803, SD2	Jointly to the Committee on Water & Land and the Committee on Transportation, then to the Committee on Finance
965, SD1, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 1:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 18, 2013. (Representatives Mizuno, Oshiro and Takai were excused.)

THIRTY-THIRD DAY

Monday, March 18, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Alan Urasaki of Honpa Hongwanji Mission of Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Carroll, McKelvey, Oshiro and Yamashita, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Second Day was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representatives Cabanilla and Awana introduced Officers of the Pacifica Institute: Mr. Atilla Kahveci, Vice President, and Mr. Tezcan Inanlar, Government Affairs Officer.

Representative Kawakami, on behalf of the Kauai delegation, introduced friends from Kauai: Mr. Jonathan Caspillo, Ms. Melody Rita and Ms. Carol Caspillo.

Representative Takayama introduced members of the Pearl City High School Girls Varsity Wrestling Team, Winners of the 2013 Hawaii High School Athletics Association State Championship: Ms. Kristin Roche, Ms. Sarah Alegria, Ms. Xandria Ford, Ms. Joen Taminaga, Ms. Asia Evans, Ms. Kaimi Evans, Ms. Natanya Kang, Ms. Janelle Fuamatu, Ms. Ariana Fernandez and Ms. Alexis Ford. They were accompanied by Head Coach, Mr. Mike Lee and his wife, Ms. China Lee; and parent, Ms. Mahea Evans.

Representative Har introduced Congressman Patrick Kennedy, Co-Founder of Project SAM (Smart Approaches to Marijuana); Mr. Kevin Sabet, Co-Founder of Project SAM; Mr. John Redman, Executive Director of Californians for a Drug Free Policy; Mr. Alan Shinn, Executive Director of the Coalition of Drug Free Hawaii; and Mr. Keith Kamita, Deputy Director of Law Enforcement for Public Safety.

Representative Takayama introduced Third Graders from Pearl City Elementary School: Hannah Peczkowski, Nicole Alferos, Haley Fujino, Zayden Tolentino, Elijah Sharp; parents, Ms. Heather Grudzein, Mr. Mathew Grudzien and Mr. Malcolm Sharp; and teacher, Mr. Russell Minobe.

Representative Takumi introduced members of the early learning community: Mr. Kimo Steinwascher, Chair of the KCAA Board of Trustees; Mr. Derek Isono, President-Elect of the HAEYC Board; Dr. Robert Peters, Head of Hanahauoli School; Ms. Christina Cox, President of KCAA; Ms. Terry Lock and Ms. Wimmie Wong Lui from the Executive Office of Early Learning; and Mr. Terry George of the Harold Castle Foundation.

Representative Fale introduced his constituents, Mr. Dennis Harney and Ms. Carol Camacho-Nellis, who were here for today's Floor Presentation.

Representative Ward introduced Mr. Chuck Braden, early learning advocate and Rotarian.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 197) was announced by the Clerk and the following action taken:

H.R. No. 197, entitled: "HOUSE RESOLUTION RECOGNIZING KAHUKU HIGH SCHOOL FOR ATHLETIC EXCELLENCE IN WINNING THE HAWAII STATE FOOTBALL CHAMPIONSHIP AND ACADEMIC EXCELLENCE IN WINNING THE HAWAII STATE "WE THE PEOPLE: THE CITIZEN AND THE CONSTITUTION" COMPETITION," was offered by Representative Fale.

Representative Fale moved that H.R. No. 197 be adopted, seconded by Representative Morikawa.

Representative Fale honored Kahuku High School for their "We the People: The Citizen and the Constitution" program and congratulated them for winning the statewide competition for the second year in a row, wished them luck in the upcoming national competition, and introduced the honoree seated on the Floor of the House:

Ms. Jan Harney, Social Studies teacher and We the People team advisor.

Representative Fale then congratulated the Varsity Football team for consistently producing stand-out college and NFL players, for back-to-back wins in 2011 and 2012 Division I State Football Championships with a perfect season in 2012, and introduced the honorees seated on the Floor of the House:

Mr. Reggie Torres, Head Coach, Varsity Football; and
Ms. Gillian Yamagata, Athletic Director.

Representative Fale then recognized Principal Donna Lindsey, who was seated on the Floor of the House, for providing leadership and oversight of the talented teachers and administrators at Kahuku High School.

Representative Morikawa recognized her alma mater, Kahuku High School, and thanked them for the values and skills that they instilled in her during her high school years and congratulated them on maintaining the high standards of a great school.

The motion was put to vote by the Chair and carried, and H.R. No. 197 was adopted, with Representatives Carroll, McKelvey, Oshiro and Yamashita being excused.

The following resolution (H.R. No. 198) was announced by the Clerk and the following action taken:

H.R. No. 198, entitled: "HOUSE RESOLUTION RECOGNIZING AND CONGRATULATING CHALLENGER CENTER HAWAII ON THE OCCASION OF ITS 20TH ANNIVERSARY," was offered by Representative Har.

Representative Har moved that H.R. No. 198 be adopted, seconded by Representative Cullen.

Representative Har recognized the Challenger Center Hawaii as a valuable asset to the Department of Education, inspiring Hawaii's students to develop critical thinking, problem solving, teamwork and fundamental life skills, and motivating and educating teachers in the areas of science, technology, engineering and math, and honored them on their 20th anniversary.

Representative Cullen then introduced and recognized honorees seated on the Floor of the House:

Ms. Liane Kim, Director and founding teacher of Challenger Center Hawaii;
Mr. Clinton Churchill, President of Friends of Challenger Center Hawaii;
Mr. Stanley Seki, Secretary of Friends of Challenger Center Hawaii; and
Ms. Heidi Armstrong, Department of Education Area Superintendant, Campbell-Kapolei.

Representative Har then introduced and recognized guests seated in the gallery for their dedication and hard work supporting the Challenger Center Hawaii:

Mr. Wendell Thomas, teacher at Challenger Center Hawaii;
Ms. Claire Okazaki, part-time teacher at Challenger Center Hawaii; and
Ms. Stacie Taira Koike and Ms. Lindsey Kesel of Orasi Design, Challenger Center Hawaii website designers.

Representative Cheape shared her experience as a student in the Challenger Center of Hawaii.

The motion was put to vote by the Chair and carried, and H.R. No. 198 was adopted, with Representatives Carroll, McKelvey, Oshiro and Yamashita being excused.

At 12:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:51 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 991) recommending that S.B. No. 1042, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1042, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 992) recommending that S.B. No. 1066, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1066, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

Representatives Takumi and Belatti, for the Committee on Education and the Committee on Health, presented a report (Stand. Com. Rep. No. 993) recommending that S.B. No. 240, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 240, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 994) recommending that S.B. No. 573, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 573, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 573, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 995) recommending that S.B. No. 1039 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 996), recommending that H.C.R. No. 26 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE AND SALE OF PROPERTY," was referred to the Committee on Finance, with Representatives Carroll, McKelvey and Oshiro being excused.

ANNOUNCEMENTS

Representative Belatti: "Thank you, Mr. Speaker. Just a brief announcement with regards to the Women's Legislative Caucus. Members, on your desk there's a ballot. I would just like to remind you first thing we're going to start collecting baskets for the Women's Legislative Caucus that we've been doing for the last few years, starting this Thursday. If you aren't able to deliver your baskets this Thursday to my office in Room 331, we will also be collecting baskets on the day of the pickup, Thursday, March 28. Third and last important announcement, please remember to vote for our very special Easter Bunny if you haven't done so already. Thank you very much."

Representative Awana: "Mr. Speaker, today, March 18th, commemorates the birth of President Grover Cleveland. As both the 22nd and 24th President of the United States, he held a close relationship with Queen Liliuokalani and the Hawaiian monarchy. Today from 12:00 noon to 1:00 p.m. the Pacific Justice and Reconciliation Center and the Interfaith Alliance of Hawaii hosted a ceremony at the Cleveland Court located in downtown Honolulu as a gesture of President Cleveland's kindness to the people of Hawaii.

"Also present were representatives and members from the Royal Order of Kamehameha, Matsunaga Institute for Peace, Gandhi Institute, Forgiveness Project, Kingdom of Hawaii Association of Hawaiian Civic Clubs, Office of Hawaiians Affairs, historic churches and the general public.

"Mr. Speaker, I'd like to also include in the Journal the brief message stated by President Cleveland to the United States Congress back in 1893, which is seen on the memorial dedicated to him in downtown Honolulu. Thank you, Mr. Speaker."

Representative Awana submitted the following:

"By an act of war committed with the participation of the United States and without authority of Congress, the Government of a feeble but friendly and confiding people has been overthrown. A substantial wrong has thus been done which a due regard for our nation's character as well as the rights of the injured people requires we should endeavor to repair. – President Grover Cleveland Message to the U.S. Congress December 18, 1983

"Soon after the overthrow of the Hawaiian Monarchy on January 17, 1893, Grover Cleveland took office and withdrew the Treaty of Annexation. The people of Hawai'i dedicate this Court to President Grover Cleveland, with appreciation and *aloha*. March 18, 1994"

Representative Har: "Thank you, Mr. Speaker. Members, again as a friendly reminder, please join me at 2:00 today along with Senator Chun-Oakland. We are sponsoring the informational briefing featuring Congressman Kennedy and the other members of Project SAM, also known as Smart Approaches to Marijuana. 2:00, Room 312. Thank you."

Representative Tokioka: "Thank you, Mr. Speaker. I'd like to thank everyone who participated in the bake sale this morning in Room 423. I'd also like to thank our special judges who were Alan Wong and Roy Yamaguchi. I'd like to thank the people that put it all together, Amy from the Governor's Office, Eddie, Ann, Rich and Jazz. Thank you very much. We still have time after this session is over, Mr. Speaker, so if people want to go up and buy something from the bake sale, proceeds will go to the Meth Project. *Mahalo*."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
92	Committee on Education, then to the Committee on Finance
93	Committee on Health, then to the Committee on Finance
94	Committee on Education, then to the Committee on Finance
95	Committee on Education, then to the Committee on Finance
96	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
97	Committee on Education, then to the Committee on Finance
98	Committee on Water & Land
99	Committee on Energy & Environmental Protection, then jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land
100	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
101	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
102	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
103	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then jointly to the Committee on Education and the Committee on Higher Education
104	Committee on Public Safety, then to the Committee on Finance
105	Committee on Health, then to the Committee on Finance
106	Committee on Higher Education, then to the Committee on Finance
107	Committee on Transportation, then to the Committee on Consumer Protection & Commerce
108	Committee on Consumer Protection & Commerce, then to the Committee on Finance
109	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
110	Committee on Agriculture, then to the Committee on Finance
111	Committee on Transportation
112	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
113	Committee on Transportation
114	Committee on Transportation
115	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Consumer Protection & Commerce
116	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
117	Committee on Health, then to the Committee on Finance
118	Committee on Health, then to the Committee on Finance
119	Jointly to the Committee on Transportation and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
120	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
121	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
122	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
123	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
124	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
125	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
126	Committee on Transportation, then to the Committee on Finance
127	Committee on Finance
128	Committee on Education, then to the Committee on Finance
129	Committee on Consumer Protection & Commerce
130	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
131	Committee on Water & Land, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

132 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

133 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

134 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance

135 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance

136 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

137 Jointly to the Committee on Water & Land and the Committee on Housing, then to the Committee on Finance

138 Committee on Agriculture, then to the Committee on Economic Development & Business

H.C.R. Nos.	**Referred to:**
121	Committee on Education, then to the Committee on Finance
122	Committee on Health, then to the Committee on Finance
123	Committee on Education, then to the Committee on Finance
124	Committee on Education, then to the Committee on Finance
125	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
126	Committee on Education, then to the Committee on Finance
127	Committee on Water & Land
128	Committee on Energy & Environmental Protection, then jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land
129	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
130	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
131	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
132	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
133	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then jointly to the Committee on Education and the Committee on Higher Education
134	Committee on Public Safety, then to the Committee on Finance
135	Committee on Health, then to the Committee on Finance
136	Committee on Higher Education, then to the Committee on Finance
137	Committee on Transportation, then to the Committee on Consumer Protection & Commerce
138	Committee on Consumer Protection & Commerce, then to the Committee on Finance
139	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
140	Committee on Agriculture, then to the Committee on Finance
141	Committee on Transportation
142	Committee on Transportation
143	Committee on Transportation
144	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
145	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
146	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Consumer Protection & Commerce
147	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
148	Committee on Health, then to the Committee on Finance
149	Committee on Health, then to the Committee on Finance
150	Jointly to the Committee on Transportation and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
151	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
152	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
153	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
154	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
155	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
156	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business, then to the Committee on Finance
157	Committee on Transportation, then to the Committee on Finance
158	Committee on Finance
159	Committee on Education, then to the Committee on Finance
160	Committee on Water & Land, then to the Committee on Finance

161	Committee on Consumer Protection & Commerce
162	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
163	Committee on Water & Land, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
164	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
165	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
166	Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance
167	Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance
168	Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance
169	Jointly to the Committee on Water & Land and the Committee on Housing, then to the Committee on Finance
170	Committee on Agriculture, then to the Committee on Economic Development & Business

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	**Re-referred to:**
68, SD1	Committee on Judiciary
472, SD1	Committee on Judiciary
1084, SD1, HD1	Committee on Education, then to the Committee on Finance
1095, SD2, HD1	Committee on Education, then to the Committee on Finance

ADJOURNMENT

At 12:56 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 19, 2013. (Representatives Carroll, McKelvey and Oshiro were excused.)

THIRTY-FOURTH DAY

Tuesday, March 19, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Pastor David "Waxer" Tipton of One Love Ministries, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Third Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1102) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1102, informing the House that on March 15, 2013, the following bill was signed into law:

S.B. No. 1174, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR." (ACT 002)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 399 and 400) were received and announced by the Clerk:

Sen. Com. No. 399, transmitting H.B. No. 941, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION," which passed Third Reading in the Senate on March 18, 2013.

Sen. Com. No. 400, transmitting S.C.R. No. 61, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, BOARD OF REGENTS OF THE UNIVERSITY OF HAWAI‘I, BOARD OF EDUCATION, AND HAWAI‘I'S CONGRESSIONAL DELEGATION TO STRENGTHEN THE SISTER-STATE RELATIONSHIP WITH TAIWAN IN COMMEMORATION OF THE TWENTIETH ANNIVERSARY OF THE SISTER-STATE RELATIONSHIP BETWEEN HAWAI‘I AND TAIWAN," which was adopted by the Senate on March 18, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Johanson introduced former Representative Lynn Finnegan, Executive Director of the Hawaii Public Charter Schools Network.

Representative Awana introduced Lani Ali'i, Ali'i Sir William Souza of the Royal Order of Kamehameha I, celebrating his 70th birthday today.

Representative Morikawa introduced Ms. Haunani Seward from Ke Kula Ni'ihau O Kekaha Public Charter School.

Representative Cullen introduced his friends, Mr. Donn Mende and Mr. Ryan Kadota of the Boys and Girls Club of the Big Island.

Representative Wooley introduced members of the Ke Kula 'o Samuel M. Kamakau Laboratory Public Charter School.

Representative Ward introduced former Peace Corp Volunteer, the Honorable Judge Town.

Representative Jordan introduced members of the Kamaile Academy Public Charter School: Ms. Emma Weiss, Principal; Ms. Anna Winslow, Associate Principal Grades PreK-3rd; Mr. Paul Kepka, Associate Principal Grades 4th-6th; and Mr. Dan Jenkins, Special Education Administrator.

Representative Awana introduced her staff members: Ms. Tommie Suganuma, Ms. Melanie Pugay and Ms. Stacelynn Eli.

Representative Belatti introduced Ms. Mahina Paishon Duarte from Halau Ku Mana New Century Public Charter School.

Representative Takumi introduced members of various Public Charter Schools: Hakipuu Learning Center, Waialae Elementary, Lanikai Elementary, Hawaii Technology Academy, Voyager, Hawaii Academy of Arts & Science, Kanu 'o ka 'Aina, Kua O Ka La, School for Examining Essential Questions of Sustainability (SEEQs), Halau Ku Mana, Kamaile, Ke Kula Ni'ihau O Kekaha, and Ke Kula 'o Samuel Kamakau. They were accompanied by Ms. Lynn Finnegan, Executive Director of the Hawaii Public Charter Schools Network.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 199) was announced by the Clerk and the following action taken:

H.R. No. 199, entitled: "HOUSE RESOLUTION CONGRATULATING JULIA SEGAWA AND CHARLES SOUZA JR. AS RECIPIENTS OF THE PRESIDENTIAL AWARD FOR EXCELLENCE IN MATHEMATICS AND SCIENCE TEACHING; PATRICK MCNALLY AS THE RECIPIENT OF THE 2012 LIBRARIAN OF THE YEAR AWARD; AND BERRY ANDELIN AS THE RECIPIENT OF THE 2012 EXCELLENCE IN SERVICE AWARD," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 199 be adopted, seconded by Representative Ohno.

Representative Takumi recognized the importance of educators as they devote their lives to the children of Hawaii, providing them with better skills as they move through life, and commended and introduced the honoree seated on the Floor of the House:

Mrs. Julia Segawa, a teacher at Stevenson Middle School, and recipient of the Presidential Award for Excellence in Mathematics and Science Teaching.

Accompanying her in the gallery were her husband, Mr. Craig Segawa; sons, Aaron and Isaac; mother, Mrs. Esther Yuan; in-laws, Mr. & Mrs. Carl and Yvonne Segawa; friends, Ms. Connie Chow, Ms. Nancy Chow, Ms. Alison Hayashi and Ms. Frances Yuan Hayashi; and Stevenson Middle School colleagues, Mr. Alex Addis, Mr. Daniel Addis, Mr. Kenneth Agcaoili, Ms. Linell Dilwith, Ms. Tanya Leinaala Hall, Mr. Leonard Padhayag, Ms. Carly Shibata and Mr. James Tanimura.

Representative Takumi then recognized Mr. Charles Souza Jr., recipient of the Presidential Award for Excellence in Mathematics and Science Teaching, who could not be here today.

Representative Ohno introduced and recognized additional honorees seated on the Floor of the House:

Mr. Patrick McNally, Friends of the Library of Hawaii Librarian of the Year. He was accompanied by his wife, Mrs. Frankie Enos, who was seated in the gallery.

Ms. Berry Andelin, honoree for the Friends of the Library of Hawaii Excellence in Service Award. She was accompanied by her friend, Ms. Jenny Lanthier-Welch, who was seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 199 was adopted, with Representative Tokioka being excused.

The following resolution (H.R. No. 200) was announced by the Clerk and the following action taken:

H.R. No. 200, entitled: "HOUSE RESOLUTION HONORING THE BOYS AND GIRLS CLUB OF HAWAII YOUTH OF THE YEAR FINALISTS," was jointly offered by Representatives Hanohano and Cachola.

Representative Hanohano moved that H.R. No. 200 be adopted, seconded by Representative Cachola.

Representative Hanohano congratulated the Boys and Girls Club Youth of the Year Finalists and noted the importance of the Boys and Girls club in preparing our youth for leadership roles while maintaining healthy and active lifestyles.

Representative Brower introduced the Boys and Girls Club Youth of the Year honorees seated in the gallery:

Hana Wilbourn, Keaau Clubhouse, Hawaii;
Tia Bright, Haiku Clubhouse, Maui;
Kalani Minihan, Lahaina Clubhouse, Maui;
Mason Aquino, Central Clubhouse, Maui;
Chapman Aliksa and Pono Kahili, Charles C. Spalding Clubhouse, Oahu;
Angela Gabriel and Dae-Jah Mikasobe-King, Hale Pono Ewa Beach Clubhouse, Oahu;
Kaliko Kauai and Johna-Rae Leedy, Waianae Clubhouse, Oahu; and
Hans Salausa, Nanakuli Clubhouse, Oahu.

Representative Brower also recognized honorees who couldn't be here today:

Luke Rita, Kapaa Clubhouse, Kauai; and
Paulwin Tommy and Isaiah Mawae-Kaikuaana, Lihue Outreach, Kauai.

Representative Hanohano then introduced the Boys and Girls Club Youth of the Year Statewide Finalists seated on the Floor of the House:

Desiree Kamelamela, Hilo Clubhouse, Hawaii;
Aaren Soriano, Makawao Clubhouse, Maui;
Tosha Taylor, Kapaa Clubhouse, Kauai; and
Katelyn Brown, Military award for Boys and Girls.

Representative Cachola congratulated all the finalists and thanked the Boys and Girls Club of Hawaii.

The motion was put to vote by the Chair and carried, and H.R. No. 200 was adopted.

At 12:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:41 o'clock p.m.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Speaker Souki introduced his brother-in-law, Mr. Pat Borge and wife, Lainey.

Representative Tokioka introduced Kauai Councilmember, Mr. Mel Rapozo.

REPORTS OF STANDING COMMITTEES

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 997) recommending that S.B. No. 551, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 551, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," passed Second Reading and was referred to the Committee on Finance.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 998) recommending that S.B. No. 914, SD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 914, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE CONVEYANCES," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 999) recommending that S.B. No. 82, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 82, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1000) recommending that S.B. No. 88, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 88, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1001) recommending that S.B. No. 891 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 891 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 891, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1002) recommending that S.B. No. 49, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 49, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict. I'm a former teacher, my daughter is a teacher and now works for the HSTA. I have life insurance from the NEA and I have long term insurance from the HSTA," and the Chair ruled, "no conflict."

Representative Ito continued, stating:

"Mr. Speaker, can this ruling cover this whole Legislative Session, so I don't have to stand up every time? Thank you very much," and the Chair "so ordered."

Representative Kawakami rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. My wife is a teacher. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 49, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1003) recommending that S.B. No. 238, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 238, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 238, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1004) recommending that S.B. No. 1003, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1003, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1005) recommending that S.B. No. 1001 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO THE ENHANCED 911 BOARD," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1006) recommending that S.B. No. 930, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 930, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1007) recommending that S.B. No. 1000, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1000, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1008) recommending that S.B. No. 1196, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1196, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with a brief comment, please. Mr. Speaker, one of our roles is to encourage the entrepreneurial spirit, not dampen it or kill it. This bill basically makes accountants out of lemonade stands, swap meet personnel, etc. The difficulty I have with it is that three or four years ago we passed a bill that says, we're going to go after everybody who does business and they're going to have to give receipts and they've got to keep records. We said okay, but don't let it go 'gestapo'. And what they did was drew the line at nine receipts or nine transactions per day.

"This bill in the committee was based upon the testimony that, well they're just saying they did nine or they did under ten. Basically, the testimony personified the anti-business, we're not open for business attitude in the State of Hawaii. The unfortunate thing is that some businesses only do a few transactions per day and the way it is put now, the casual sales, just makes it look like we're out to get everybody.

"Lastly, let me say this. There are some big fish out there to fry that have over a billion dollars of outstanding payments due to the Department of Taxation. If we add in the cash economy of drugs, there's probably another billion. We've got $2 billion of big fish to fry, which we're not going after but we're going to pass a bill like this and go after the small guys. Mr. Speaker, it's penny-wise and pound-foolish the way we're going after these cash economy guys. We need to encourage entrepreneurship, not discourage it by putting all these restrictions. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1196, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, McDermott, Thielen and Ward voting no.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1009) recommending that S.B. No. 1261, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1261, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," passed Second Reading and was referred to the Committee on Finance.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1010) recommending that S.B. No. 60, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 60, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," passed Second Reading and was referred to the Committee on Judiciary.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1011) recommending that S.B. No. 61, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 61, SD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Second Reading and was referred to the Committee on Judiciary.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1012) recommending that S.B. No. 98, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 98, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 98, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1013) recommending that S.B. No. 148, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 148, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1014) recommending that S.B. No. 391, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Finance.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1015) recommending that S.B. No. 529, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 529,

SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1016) recommending that S.B. No. 888 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 888, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1017) recommending that S.B. No. 1099, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1099, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM," passed Second Reading and was referred to the Committee on Finance.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1018) recommending that S.B. No. 1275, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1275, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE COMMISSION," passed Second Reading and was referred to the Committee on Finance.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1019) recommending that S.B. No. 3, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 3, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1020) recommending that S.B. No. 407, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 407, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," passed Second Reading and was referred to the Committee on Finance.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1021) recommending that S.B. No. 409, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 409, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MAHINA ʻOLELO HAWAIʻI," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1022) recommending that S.B. No. 633 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 633, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITIES," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1023) recommending that S.B. No. 200, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 200, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1024) recommending that S.B. No. 1072, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1072, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1025) recommending that S.B. No. 331, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 331, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I stand in support with some reservations. I'd like to make a few comments. The first year certainly is very reasonable. My concern is that it will be reported, 'State House increases minimum wage to $9.00 an hour,' and that's my concern. I would prefer if we didn't go out four years. Maybe two years, the rates look reasonable, but I wouldn't go out four years. That's my concern. Thank you."

Representative Johanson rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and may I have the words of the Representative from Ewa inserted as if they were my own. Also, I have concerns with this, Mr. Speaker, that even in 2017, I know even $9.00 an hour today isn't going to really have a meaningful or lasting impact in raising the quality of life. This measure still does not, as a whole we're not addressing the overarching economic issues that really would help our

needy and economically disadvantaged communities. Even $9.00 an hour, Mr. Speaker, that's really not going to make a dent in the direction that we really need to go, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Finance.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1026) recommending that S.B. No. 868, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 868, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takumi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 868, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Aquino, Cheape, Cullen, Fale, Fukumoto, Johanson, Kawakami, McDermott, Thielen, Ward and Yamane voting no.

Representatives Nakashima and Aquino, for the Committee on Labor & Public Employment and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1027) recommending that S.B. No. 883, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 883, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1028) recommending that S.B. No. 497, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 497, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT," passed Second Reading and was referred to the Committee on Finance.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1029) recommending that S.B. No. 454, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 454, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION," passed Second Reading and was referred to the Committee on Water & Land.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1030) recommending that S.B. No. 1131, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1131, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. My concern with this bill is that I don't want to further hurt, once again it comes down to senior citizens, our retirees and working families. I don't want to further, they're already economically struggling and this fee increase would not help them in getting out of the economic difficulties that we're currently in, Mr. Speaker."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. I'd like to just note that the EDF fee has been purposed by the Legislature in 1994 to recycle glass and give that money to the counties so they're able to ship it off and pay for that.

"Since that time 15 years ago, the dollar, of course, has declined in value so that what was then a dollar is now today roughly 65 cents. At the same time shipping costs, oil and everything else related to this have gone up through the roof to the extent that counties have had to actually increase the fee already. Today should we not act we would potentially leave this program as an unfunded mandate for the counties and at the same time force them to dispose of glass in our landfills or find other, alternative methods which are going to be equally costly or have other unintended effects.

"So, I would note that this bill actually is blanked out in its amounts as it goes on to the Committee on Finance for further discussion. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1131, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott and Oshiro voting no.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 1031) recommending that S.B. No. 1143, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1143, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. Again, very briefly in support and I'd just like to note that it's so rare that we actually have coalitions between the building industry, between developers, between the environmental community and everybody else here in government. This has been one of those examples where you have a task force come together over the last several years which have come up with consensus solutions to be able to fund the review of environmental review documents so that things are timely processed, that projects can move ahead quickly.

"This is one of those that had unanimous support including that from the Building Industry Association and others, and we are here today to move this forward as it goes forward to the Committee on Finance for further discussion. Thank you very much."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with very slight reservations and I would like to explain why. Just as a tracking for the conversation in the next committee, I noticed that money is being used from this fund to support and maintain technology systems for the office. However, we are undergoing a major infusion of capital into OIMT for the very same purpose and my concern is we could be having duplicative efforts here. So maybe just as the conversation moves forward, that they would look to OIMT and their initiatives to cover those expenses. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and brief comments. Two slippery slopes, Mr. Speaker. One is special funds. Everybody knows my colleague in the Senate will never vote for a special fund because basically, and as the Tax Foundation indicates, they basically hide it from investigative and oversight on the legislative process. 30% of our funds up into the billions are in the special fund areas already.

"What we're doing here, we're taking another step to saying, look if you use government that you've already paid for, we want you to go on a fee by fee basis. Mr. Speaker, we have talked about core services after we had a $3 billion deficit a number of years ago. Is our core service where every vote that we take on this Floor we should be given a, what's the per diem, 5 cents every time we vote, or every time we stand up to speak, you probably fine us a dollar or something.

"But the point is, doing our job is government, is doing our job is government. We get on this second slippery slope, it's going to create what we've already done with the special funds which are really already out of control. If we say everybody's got to charge a fee for doing what otherwise we pay them for, I don't think that's going to end up being good governance at all, Mr. Speaker. So I think we should proceed very cautiously. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose to respond, stating:

"Mr. Speaker, second time. Reading the Committee Report, there were five reservations in one of the committees, which I find troubling. Then if you read it, it says, number A, 'support and maintain technology systems for the Office.' Well, we already had the Representative from Maui address his slight reservation regarding that. We're not sure if the left hand knows

what the right hand is doing with an overall technological reformation throughout the state.

"Second thing is, 'support outreach, training, education, and research regarding environmental stewardship.' Don't we have enough of that, Mr. Speaker? I can't walk down the street without hearing something about the environment. Everything is about the environment. We need more and we need to hire more people? Grow government just to do that, Mr. Speaker? I disagree. Then of course we have to 'provide for the hiring of adequate staff for the Office,' so they can do this environmental outreach training research. You can't turn on the TV without being inundated with pro-environmental messages. Wonderful, we're all conservationists, we're all environmentalists, because here in Hawaii we're selling our good looks. That's how we sustain ourselves. We have enough of that.

"Then of course you establish fees to enhance activities of the office and the council and appropriate funds. I mean, this is not needed. This is not a core service. This is not something we need. A lot of times these stakeholders won't partner with us because they're afraid we're going to put something worse in front of them. Thank you, sir."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose to speak in support of the measure, stating:

"In support. I would just point out that OEQC has been very underfunded for a long time and it's not just general outreach we're talking about. We're talking about outreach to agencies to help agency employees understand the Chapter 343 process which will make it run more smoothly and save everybody money in the long term. That's all, thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1143, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Fale and McDermott voting no.

ANNOUNCEMENTS

Representative Takai: "Thank you, Mr. Speaker. At the appropriate time I'd like to ask for a moment of silence. Today marks the 10th year since the Iraq War began, on March 20th, 2003, local Iraqi time, or March 19, 2003, Hawaii time. Many service members and civilians have sacrificed their lives over the last decade to protect the basic freedoms that allow me and you to stand in front of everyone today. About 4,500 US service members have been killed in Iraq along with about 3,500 contract workers.

"This number hits home. Colleagues, as you know, we created the Hawaii Medal of Honor for military personnel with Hawaii ties killed in action. Since the war began we have awarded 327 medals to families of our military heroes. Let's honor them today and let's honor their families with this moment of silence. Thank you, Mr. Speaker."

At this time, the Members of the House of Representatives stood for a moment of silence in memory of the victims of the War in Iraq.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
139	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
140	Committee on Public Safety, then to the Committee on Judiciary
141	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
142	Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
143	Committee on Health, then to the Committee on Education, then to the Committee on Finance
144	Committee on Tourism, then to the Committee on Finance
145	Committee on Legislative Management, then to the Committee on Finance
146	Committee on Water & Land, then to the Committee on Economic Development & Business, then to the Committee on Finance
147	Committee on Public Safety, then to the Committee on Water & Land, then to the Committee on Finance
148	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
149	Committee on Agriculture, then to the Committee on Finance
150	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
151	Committee on Transportation, then to the Committee on Finance
152	Committee on Human Services, then to the Committee on Finance
153	Committee on Human Services, then to the Committee on Finance
154	Jointly to the Committee on Tourism and the Committee on Transportation, then to the Committee on Finance
155	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
156	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation
157	Committee on Water & Land, then to the Committee on Economic Development & Business, then to the Committee on Finance
158	Committee on Water & Land, then to the Committee on Finance
159	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance
160	Committee on Health, then to the Committee on Consumer Protection & Commerce
161	Committee on Health, then to the Committee on Finance
162	Committee on Health, then to the Committee on Consumer Protection & Commerce
163	Committee on Education
164	Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

165 Committee on Education

166 Committee on Human Services, then to the Committee on Education

167 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

168 Committee on Energy & Environmental Protection, then to the Committee on Finance

169 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

170 Committee on Finance

171 Committee on Education, then to the Committee on Public Safety, then to the Committee on Finance

172 Committee on Health, then to the Committee on Finance

173 Committee on Energy & Environmental Protection, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

174 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

175 Jointly to the Committee on Health and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

176 Committee on Health, then to the Committee on Higher Education

177 Committee on Economic Development & Business, then to the Committee on Finance

178 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

179 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Public Safety

180 Committee on Economic Development & Business, then to the Committee on Finance

181 Committee on Agriculture, then to the Committee on Finance

182 Committee on Education, then to the Committee on Finance

183 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

184 Committee on Agriculture, then to the Committee on Finance

185 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

186 Committee on Education

187 Committee on Agriculture, then to the Committee on Energy & Environmental Protection

188 Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

189 Committee on Education, then to the Committee on Finance

190 Committee on Higher Education, then to the Committee on Legislative Management, then to the Committee on Finance

191 Committee on Finance

192 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

193 Committee on Transportation, then to the Committee on Finance

194 Committee on Education, then to the Committee on Finance

H.C.R. Nos. **Referred to:**

171 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

172 Committee on Public Safety, then to the Committee on Judiciary

173 Committee on Public Safety, then to the Committee on Judiciary

174 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

175 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

176 Committee on Health, then to the Committee on Education, then to the Committee on Finance

177 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management

178 Committee on Education

179 Committee on Tourism, then to the Committee on Finance

180 Committee on Legislative Management, then to the Committee on Finance

181 Committee on Water & Land, then to the Committee on Economic Development & Business, then to the Committee on Finance

182 Committee on Public Safety, then to the Committee on Water & Land, then to the Committee on Finance

183 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

184 Committee on Human Services, then to the Committee on Legislative Management, then to the Committee on Finance

185 Committee on Health, then to the Committee on Finance

186 Committee on Education, then to the Committee on Finance

187 Committee on Education, then to the Committee on Finance

188 Committee on Education, then to the Committee on Finance

189 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

190 Committee on Transportation, then to the Committee on Finance

191 Committee on Human Services, then to the Committee on Finance

192 Committee on Human Services, then to the Committee on Finance

193 Jointly to the Committee on Tourism and the Committee on Transportation, then to the Committee on Finance

194 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

195 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation

196 Committee on Water & Land, then to the Committee on Economic Development & Business, then to the Committee on Finance

197 Committee on Water & Land, then to the Committee on Finance

198 Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

199 Committee on Health, then to the Committee on Consumer Protection & Commerce

200 Committee on Health, then to the Committee on Finance

201 Committee on Health, then to the Committee on Consumer Protection & Commerce

202 Committee on Education

203 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

204 Jointly to the Committee on Transportation and the Committee on Economic Development & Business

205 Jointly to the Committee on Health and the Committee on Energy & Environmental Protection, then to the Committee on Legislative Management

206 Committee on Agriculture, then to the Committee on Tourism

207 Committee on Education, then to the Committee on Legislative Management

208 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

209 Committee on Education

210 Committee on Human Services, then to the Committee on Education

211 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

212 Committee on Economic Development & Business

213 Committee on Energy & Environmental Protection, then to the Committee on Finance

214 Committee on Finance

215 Committee on Education, then to the Committee on Public Safety, then to the Committee on Finance

216 Committee on Health, then to the Committee on Finance

217 Committee on Judiciary, then to the Committee on Finance

218 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

219 Committee on Economic Development & Business, then to the Committee on Legislative Management, then to the Committee on Finance

220 Committee on Legislative Management, then to the Committee on Finance

221 Jointly to the Committee on Health and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

222 Committee on Health, then to the Committee on Higher Education

223 Committee on Economic Development & Business, then to the Committee on Finance

224 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

225 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Public Safety

226 Committee on Economic Development & Business, then to the Committee on Finance

227 Committee on Education, then to the Committee on Finance

228 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

229 Committee on Agriculture, then to the Committee on Education

230 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

231 Committee on Education

232 Committee on Agriculture, then to the Committee on Energy & Environmental Protection

233 Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

234 Committee on Education, then to the Committee on Finance

235 Committee on Higher Education, then to the Committee on Legislative Management, then to the Committee on Finance

236 Committee on Finance

237 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

238 Committee on Transportation, then to the Committee on Finance

239 Committee on Energy & Environmental Protection, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

240 Committee on Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
1194, SD2	Committee on Finance

ADJOURNMENT

At 1:07 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 20, 2013.

THIRTY-FIFTH DAY

Wednesday, March 20, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Matthew and Kaila Takai, son and daughter of Representative Takai, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Fourth Day was deferred.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 92 and 93) were received by the Clerk and were placed on file:

Dept. Com. No. 92, from the University of Hawai'i dated February 26, 2013, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund, pursuant to Section 304A-2168, HRS.

Dept. Com. No. 93, from the University of Hawai'i dated February 27, 2013, transmitting the Report on Uses of University of Hawai'i Special Funds to Finance Projects Where the Method of Financing is Designated to be by University of Hawai'i Revenue Bonds, pursuant to Act 164, Section 69, SLH 2011.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Johanson introduced students from the TeenPact Leadership Group associated with the TeenPact Leadership Schools: Mr. Jacob Koch, Ms. Ellen Koch, Ms. Terra Miller and Mr. Coby Miller.

Representative Yamane introduced his intern, Ms. Kristen Brown.

Representative Kawakami introduced Ms. Talia Abrams from Kauai.

Representative Cheape introduced her intern, Ms. Carson Turner; and her staff, Ms. Cindy Vaillancourt and Mr. Daniel Soo.

Representative Awana introduced Ms. Johnnie-Mae Perry, Chairwoman of the Waianae Neighborhood Board and member of *Nani O Waianae*.

Representative Thielen introduced former Representative, Mr. Gil Riviere of Waialua.

Representative Fukumoto introduced her intern, Mr. Chris Easterling.

Representative Saiki, on behalf of Representative Ohno and himself, introduced members of the Consulate General of Japan in Honolulu: Consul General, Mr. Toyoei Shigeeda; Consul, General Affairs Section, Mr. Kazuo Tsukada; Consul, Political Affairs Section, Mr. Kiyoshi Mihara; Staff member, Ms. Lisa Sakamoto; and Assistant to the Consul General, Ms. Susan Yamashita.

Representative Takai, on behalf of Representatives Takumi, Takayama, Johanson and himself, introduced students from Aiea and Pearl City: Kaila Takai, Matthew Takai, Logan Ho, Ethan Ho, Raelyn Yoshioka, Jaymie Nomura and Erin Morinaga; parents: Mr. Brandon Ho, Ms. Alette Yoshii-Ho; and Representative Takai's parents, Mr. Erik Takai and Mrs. Naomi Takai.

ORDER OF THE DAY

At this time, the Chair stated:

"Members, please turn to page 9. Introduction of Resolutions. We will be taking this out of order."

INTRODUCTION OF RESOLUTIONS

The following concurrent resolution (H.C.R. No. 241) and resolution (H.R. No. 203) were announced by the Clerk and the following action taken:

H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING CONDOLENCES ON THE SECOND ANNIVERSARY OF THE TOHOKU EARTHQUAKE AND TSUNAMI AND EXTENDING CONTINUED SUPPORT TO THE PEOPLE OF JAPAN," was jointly offered by Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Cheape, Choy, Coffman, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane and Yamashita.

H.R. No. 203, entitled: "HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE SECOND ANNIVERSARY OF THE TOHOKU EARTHQUAKE AND TSUNAMI AND EXTENDING CONTINUED SUPPORT TO THE PEOPLE OF JAPAN," was jointly offered by Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Cheape, Choy, Coffman, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kawakami, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane and Yamashita.

Representative Takai moved that H.C.R. No. 241; and H.R. No. 203 be adopted, seconded by Representative Ito.

Representative Takai rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. I rise in support of these resolutions. Thank you. The 2011 Tohoku earthquake and tsunami left a devastating path and destroyed many lives. 15,881 people died, 6,142 people were injured and 2,668 people went missing across 20 prefectures. Though these numbers cannot possibly reveal the individual counts of loss and hurt, it is clear that many were affected by this disaster. Many are still being affected as the far reaching effects of the earthquake and tsunami are still being discovered today.

"Though we may be an ocean away we cannot ignore our ties to Japan whether by ancestry, relationships, cultural interests, we cannot ignore our moral responsibility to show support and encouragement during this rebuilding and healing process.

"These resolutions state that the people of Hawaii will continue to support the people of Japan and will be carried to them by Japan Consul General Toyoei Shigeeda. For these reasons and many others, Mr. Speaker, I support these measures and urge our colleagues to do the same. Thank you."

Representative Ito rose to speak in support of both measures, stating:

"Mr. Speaker, I also rise in support of HR 203 and HCR 241. Mr. Speaker, the 2011 Tohoku earthquake was a magnitude of 9.0 and was the most powerful known earthquake to hit Japan. Along with the lives lost and displaced, the earthquake resulting tsunami caused structural and economic damage. 129,225 buildings were completely collapsed, 254,204 buildings half-collapsed and 691,766 buildings were damaged.

"Mr. Speaker, in all, the disaster caused approximately $235 billion in damage, making it the costliest natural disaster in world history. Rebuilding city structures and economy is an ongoing process. I would like to commend the people of Japan for their unwavering resilience in the face of adversity. For these reasons, Mr. Speaker, I support these measures and urge my colleagues to do so. Thank you."

Representative Takai rose, stating:

"Thank you, Mr. Speaker. Prior to the vote may I request a moment of silence for the people of Japan and the people that we lost."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the people of Japan and the victims of the Tohoku earthquake and tsunami.

The motion was put to vote by the Chair and carried, and H.C.R. No. 241; and H.R. No. 203 were adopted.

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 201) was announced by the Clerk and the following action taken:

H.R. No. 201, entitled: "HOUSE RESOLUTION CONGRATULATING DEBRA LINDSEY AS THE RECIPIENT OF THE 2012 MASAYUKI TOKIOKA EXCELLENCE IN SCHOOL LEADERSHIP AWARD, RANDIANN PORRAS-TANG AS THE 2012 METLIFE/NATIONAL ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS (NASSP) HAWAII HIGH SCHOOL PRINCIPAL OF THE YEAR, FRANK FERNANDES AS THE 2012 METLIFE/NASSP HAWAII MIDDLE SCHOOL PRINCIPAL OF THE YEAR, KENNETH LEE AS HAWAII'S 2012 NATIONAL DISTINGUISHED PRINCIPAL, STACEY MAKANOE KAWASAKI AS HAWAII'S 2012 NATIONAL ASSOCIATION OF ELEMENTARY SCHOOL PRINCIPALS OUTSTANDING ASSISTANT PRINCIPAL, AND NUUANU ELEMENTARY SCHOOL, BLANCHE POPE ELEMENTARY SCHOOL, AND WAIKIKI ELEMENTARY SCHOOL AS 2012-2013 HAWAII BLUE RIBBON SCHOOLS," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 201 be adopted, seconded by Representative Ohno.

Representative Takumi recognized education as the cornerstone of a democratic society, and introduced and thanked honorees who were seated on the Floor of the House:

Ms. Debra Lindsey, Principal of Kauai High School and former Principal of Koloa Elementary School, recipient of the 2012 Masayuki Tokioka Excellence in School Leadership Award. She was accompanied by her husband, Myron; and son, Makana, who were seated in the gallery.

Ms. Randiann Porras-Tang, Principal of Waialua High & Intermediate School, 2012 MetLife/NASSP Hawaii High School Principal of the Year.

Mr. Frank Fernandes, Principal of Kaimuki Middle School, 2012 MetLife/NASSP Hawaii Middle School Principal of the Year, who could not be here today.

Mr. Herman Leong, Vice Principal, representing Mr. Kenneth Lee, Principal of Nimitz Elementary School, 2012 NAESP Hawaii Distinguished Principal of the Year.

Mrs. Stacey Makanoe Kawasaki, Vice Principal of Waiau Elementary School, 2012 NAESP Hawaii Outstanding Assistant Principal of the Year. She was accompanied by her son, Kody; and daughter, Karlee, who were seated in the gallery.

Representative Ohno then recognized the 2013 Hawaii Blue Ribbon Schools who were seated on the Floor of the House:

Nuuanu Elementary School, represented by Principal James Toyooka. He was accompanied by his wife, Mrs. Gail Toyooka, who was seated in the gallery.

Blanche Pope Elementary School, represented by Principal Ofelia Reed. She was accompanied by current Principal Todd Watanabe; and family and friends Gary Reed, Angel Carag, Fely Carag, Vicky Acosta, Edwin Carag and Jose Acosta, who were seated in the gallery.

Waikiki Elementary School, represented by Principal Bonnie Tabor. She was accompanied by family and friends, Dolly Bahn, Kody Bahn, Richard Furmark, John Erickson and Janet Erickson, who were seated in the gallery.

Representative Yamane recognized his friend from college, Mrs. Stacey Kawasaki, and thanked Nuuanu Elementary School for the education he received there as a child.

Representative Tokioka, on behalf of the Kauai delegation, thanked the Tokioka family for providing this award and congratulated Principal Lindsey.

The motion was put to vote by the Chair and carried, and H.R. No. 201 was adopted.

The following resolution (H.R. No. 202) was announced by the Clerk and the following action taken:

H.R. No. 202, entitled: "HOUSE RESOLUTION RECOGNIZING MOANALUA HIGH SCHOOL SYMPHONY ORCHESTRA FOR THEIR HISTORIC THIRD INVITATION TO PERFORM AT CARNEGIE HALL," was jointly offered by Representatives Johanson and Ichiyama.

Representative Johanson moved that H.R. No. 202 be adopted, seconded by Representative Ichiyama.

Representative Johanson honored and commended Moanalua High School Symphony Orchestra for their continued excellence in the arts and congratulated them on their third invitation to perform at Carnegie Hall.

Representative Ichiyama introduced and recognized honorees seated on the Floor of the House:

Ms. Jaynie Gaorian, Vice President of the Moanalua High School Symphony Orchestra;
Mr. Skyler Sponberg, President of the Moanalua High School Symphony Orchestra; and
Mr. Elden Seta, Director of the Moanalua High School Symphony Orchestra.

The motion was put to vote by the Chair and carried, and H.R. No. 202 was adopted.

At 12:38 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:49 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1032) recommending that S.B. No. 877, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 877,

SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1033) recommending that S.B. No. 606, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 606, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1034) recommending that S.B. No. 1221, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1221, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Choy and Tsuji, for the Committee on Higher Education and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1035) recommending that S.B. No. 1256, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1256, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Lee and Hanohano, for the Committee on Energy & Environmental Protection and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1036) recommending that S.B. No. 319, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1037) recommending that S.B. No. 858, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 858, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1038) recommending that S.B. No. 1010, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1010, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1039) recommending that S.B. No. 1100, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1100, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1040) recommending that S.B. No. 306, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 306, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1041) recommending that S.B. No. 120, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1042) recommending that S.B. No. 757, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 757, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1043) recommending that S.B. No. 524, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 524, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1044) recommending that S.B. No. 993,

SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 993, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1045) recommending that S.B. No. 423 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1046) recommending that S.B. No. 1074, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1074, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1074, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1047) recommending that S.B. No. 1124, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1124, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1048) recommending that S.B. No. 105, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 105, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1049) recommending that S.B. No. 1339, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1339, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1050) recommending that S.B. No. 1336, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1336, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1051) recommending that S.B. No. 199, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 199, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1052) recommending that S.B. No. 1076 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1053) recommending that S.B. No. 1075 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1054) recommending that S.B. No. 106, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 106, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1055) recommending that S.B. No. 84, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 84, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1056)

recommending that S.B. No. 905, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 905, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1057) recommending that S.B. No. 239, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 239, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1058) recommending that S.B. No. 1082, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1082, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1059) recommending that S.B. No. 1083, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1083, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Evans and Wooley, for the Committee on Water & Land and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1060) recommending that S.B. No. 1077, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1077, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1061) recommending that S.B. No. 722, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 722, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1062) recommending that S.B. No. 1371, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1371, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka being excused.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. No.	Re-referred to:
85	Jointly to the Committee on Labor & Public Employment and the Committee on Higher Education, then to the Committee on Finance

H.C.R. No.	Re-referred to:
114	Jointly to the Committee on Labor & Public Employment and the Committee on Higher Education, then to the Committee on Finance

S.B. Nos.	Re-referred to:
1235, SD2	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1238, SD2, HD1	Committee on Health, then to the Committee on Finance
1293, SD1	Jointly to the Committee on Labor & Public Employment and the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 12:55 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 21, 2013. (Representatives Cabanilla, Choy, Hashem, Oshiro, Say and Tokioka were excused.)

THIRTY-SIXTH DAY

Thursday, March 21, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Bishop Eric Matsumoto of Honpa Hongwanji Mission of Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Belatti, Rhoads, Souki and Wooley, who were excused.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Fourth Day was approved. (Representatives Belatti, Rhoads, Souki and Wooley were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 244 and 245) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 244, dated March 12, 2013, transmitting the 2012 Annual Report of the State of Hawaii Offices in Taiwan and Beijing, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-84, HRS.

Gov. Msg. No. 245, dated March 15, 2013, transmitting the FY 2011-2012 Annual Report of the State Foundation on Culture and the Arts, pursuant to Chapter 9-3(9), HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 401) was received and announced by the Clerk:

Sen. Com. No. 401, transmitting H.B. No. 373, entitled: "A BILL FOR AN ACT RELATING TO MAMMOGRAPHY REPORTING," which passed Third Reading in the Senate on March 20, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Lowen introduced family members of today's honoree Mrs. Amoreena Nestman: Mr. Sean Nestman, husband; Kyle Nestman, son; Kari and Halie Nestman, daughters; and Tom and Judy, parents.

Representative Cabanilla introduced her constituents, Mr. Manny Reyes and Mrs. Agnes Reyes.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 204) was announced by the Clerk and the following action taken:

H.R. No. 204, entitled: "HOUSE RESOLUTION CONGRATULATING KAREN KUTSUNAI AS THE 2013 STATE TEACHER OF THE YEAR, MARCUS POTTENGER AS THE 2013 HONOLULU DISTRICT TEACHER OF THE YEAR, TRACIE HIGASHI AS THE 2013 CENTRAL DISTRICT TEACHER OF THE YEAR, VICTORIA COFFIN AS THE 2013 LEEWARD DISTRICT TEACHER OF THE YEAR, AMOREENA NESTMAN AS THE 2013 HAWAII DISTRICT TEACHER OF THE YEAR, AARON LOCQUE AS THE 2013 MAUI DISTRICT TEACHER OF THE YEAR, AND PAUL HOLWEGNER AS THE 2013 KAUAI DISTRICT TEACHER OF THE YEAR," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 204 be adopted, seconded by Representative Ohno.

Representative Takumi commended the exemplary educators in our state, and recognized that at the heart of a civil society is a liberal education and at the heart of a liberal education is the act of teaching.

Representative Takumi introduced Ms. Karen Kutsunai, Social Studies Teacher at Kailua Intermediate School, 2013 State Teacher of the Year, who could not be here. She was represented by Ms. Lisa DeLong, Principal of Kailua Intermediate School.

Representative Ohno introduced and congratulated the honorees who were seated on the Floor of the House:

Mr. Marcus Pottenger, Hokulani Elementary School, 2013 Honolulu District Teacher of the Year. He was accompanied by his father, Dr. Francis Pottenger; wife, Mrs. Gail Pottenger; and son, Mr. Sean Pottenger, who were seated in the gallery.

Ms. Tracie Higashi, Hickam Elementary School, 2013 Central District Teacher of the Year. She was accompanied by Ms. Eunice Higashi, Ms. Karen Nakama and Ms. Kinue Kanda, who were seated in the gallery.

Ms. Victoria Coffin, Keoneula Elementary School, 2013 Leeward District Teacher of the Year. She was accompanied by her sister, Ms. Eleanor Coffin; niece, Ms. Eryanna Coffin; colleagues, Ms. Tasha Firestone and Mr. Eugene Toyama; and Principal, Ms. Eileen Hirota, who were seated in the gallery.

Ms. Amoreena Nestman, Kealakehe Elementary School, 2013 Hawaii District Teacher of the Year. She was accompanied by her husband, Mr. Sean Nestman; son, Kyle Netsman; daughters, Kari and Halie Netsman; and parents, Tom and Judy, who were seated in the gallery.

Mr. Aaron Loque, Maui Waena Intermediate School, 2013 Maui District Teacher of the Year. He was accompanied by his wife, Mrs. Mylene Loque, who was seated in the gallery.

Mr. Paul Holwenger, Chiefess Kamakahelei Middle School, 2013 Kauai District Teacher of the Year.

The motion was put to vote by the Chair and carried, and H.R. No. 204 was adopted, with Representatives Belatti, Rhoads and Wooley being excused.

The following resolution (H.R. No. 205) was announced by the Clerk and the following action taken:

H.R. No. 205, entitled: "HOUSE RESOLUTION RECOGNIZING ANGELICA REYES, ALAN A. ARATO, CRISTY ANN LOUDEN AGRES, YVONNE ELLIMAN, AND TOM MOFFATT FOR THEIR WORK WITH THE CROWN C.A.R.E.S. PROGRAM, INCREASING AWARENESS OF THE ISSUE OF BULLYING, TEACHING TOLERANCE, AND PROMOTING BULLY-FREE SCHOOLS IN HAWAII," was offered by Representative Mizuno.

Representative Awana moved that H.R. No. 205 be adopted, seconded by Representative Brower.

Representative Awana recognized the Crown C.A.R.E.S. program for their work in communities throughout the state to raise awareness about the issue of bullying and to provide a safe and bully-free environment in our schools.

Representative Awana then introduced and recognized honorees who were seated on the Floor of the House:

Ms. Cristy Ann Agres, Crown C.A.R.E.S. State Executive Director.

Mr. Alan Arato, Entertainment Director of the Pageant Headquarters Scholarship and Mentoring Program and the Crown C.A.R.E.S. Program and President of Starlight Entertainment.

Representative Brower introduced and recognized additional honorees who were seated on the Floor of the House:

Ms. Yvonne Elliman, International Recording Artist.

Mr. Tom Moffatt, Master Showman.

Representative Cheape then introduced the final honoree who was seated on the Floor of the House:

Ms. Angelica Reyes, 2012 Miss Hawaii High School America and Crown C.A.R.E.S. advocate and volunteer.

Representative Ward then introduced guests who were seated in the gallery:

Family of Ms. Angelica Reyes: father, Mr. Manuel Reyes; and mother, Mrs. Agnes Reyes.
Representative Mizuno's staff: Ms. Christine Fehn, Mr. Rey Brian Domingcil and Ms. Tiare Saniatan.

The motion was put to vote by the Chair and carried, and H.R. No. 205 was adopted, with Representatives Belatti, Rhoads and Wooley being excused.

At 12:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:56 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1063) recommending that S.B. No. 937, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 937, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII FOOD RESILIENCY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1064) recommending that S.B. No. 482, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 482, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti and Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1065) recommending that S.B. No. 593, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 593, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, requesting a ruling on a potential conflict. My family has a farm. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 593, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1066) recommending that S.B. No. 327, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 327, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Wooley and Belatti, for the Committee on Agriculture and the Committee on Health, presented a report (Stand. Com. Rep. No. 1067) recommending that S.B. No. 326, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 326, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Brower and Hanohano, for the Committee on Tourism and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1068) recommending that S.B. No. 170, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 170, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1069) recommending that S.B. No. 403, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 403, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Hanohano and Aquino, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1070) recommending

that S.B. No. 404 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 404, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1071) recommending that S.B. No. 889, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 889, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1072) recommending that S.B. No. 1166, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1166, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1166, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Belatti and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1073) recommending that S.B. No. 305, SD 1, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 305, SD 1, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and report of the Committee was adopted and S.B. No. 305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING," was referred to the Committee on Finance, with Representatives Thielen and Ward voting no, and with Representatives Belatti and Say being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1074) recommending that S.B. No. 86, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Cabanilla and Nakashima, for the Committee on Housing and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1075) recommending that S.B. No. 1118, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1118, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1076) recommending that S.B. No. 94, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 94, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1077) recommending that S.B. No. 1139, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1139, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1078) recommending that S.B. No. 516, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 516, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1079) recommending that S.B. No. 1102 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1102 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on a possible conflict. My wife is a consultant with Hawaii Pacific Health. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1102, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1080) recommending that S.B. No. 936, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 936, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a possible conflict. My wife is a consultant with Hawaii Pacific Health. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 936, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1081) recommending that S.B. No. 1237, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1237, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1082) recommending that S.B. No. 343, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 343, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1083) recommending that S.B. No. 137, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 137, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1084) recommending that S.B. No. 655, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 655, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1085) recommending that S.B. No. 498, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 498, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1086) recommending that S.B. No. 1254, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1254, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1087) recommending that S.B. No. 1388, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1388, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1088) recommending that S.B. No. 563, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 563, SD 3, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 563, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1089) recommending that S.B. No. 907, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 907, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS

FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1090) recommending that S.B. No. 904, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 904, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1091) recommending that S.B. No. 908, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 908, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1092) recommending that S.B. No. 1057, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1057, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1093) recommending that S.B. No. 909, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 909, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1094) recommending that S.B. No. 911, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 911, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1095) recommending that S.B. No. 885, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 885, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Brief comment with reservations. Mr. Speaker, this is all about the Health Fund which now is close to $16 billion in debt. I know many of us wring our hands, there's nothing that we can do, other than I think between the ERS and this one, pay $500 million a year for 30 years which is almost impossible.

"But there is something, because this bill says rather than turn it over to arbitration, we still as elected Representatives will have a say in increasing the health care costs. So why would we want to say, well there's nothing we can do about the escalating costs and the unfunded liabilities and there's nothing we can do when we've got a bill like this.

"So, Mr. Speaker, I would ask that everybody would look at this unfunded liabilities rather than wring their hands to put their minds around this bill and look at its long term implications. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 885, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1096) recommending that S.B. No. 895, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 895, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1097) recommending that S.B. No. 896, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 896, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1098) recommending that S.B. No. 906, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 906, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1099) recommending that S.B. No. 910, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 910, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1100) recommending that S.B. No. 897, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 897, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1101) recommending that S.B. No. 898, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 898, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1102) recommending that S.B. No. 899, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 899, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1103) recommending that S.B. No. 901, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 901, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1104) recommending that S.B. No. 902, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 902, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1105) recommending that S.B. No. 903 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 903, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representatives Aquino and Takai, for the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1106) recommending that S.B. No. 680, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 680, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1107) recommending that S.B. No. 1015, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1015, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1108) recommending that S.B. No. 1176, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1176, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1109) recommending that S.B. No. 1177 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1177, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1110) recommending that S.B. No. 1180 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1180, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1111) recommending that S.B. No. 1181, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1181, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS ON FURLOUGH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1112) recommending that S.B. No. 381,

SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 381, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1113) recommending that S.B. No. 879, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 879, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti and Say being excused.

ANNOUNCEMENTS

Representative Takai: "Thank you, Mr. Speaker. As you are well aware, next week Wednesday is the Hawaii Medal of Honor ceremony. That's March 27th, at 2:00 p.m. in the Senate Chambers. My office sent out an email yesterday asking for volunteers to host these families. Although we were going to recognize 19 families, so far 9 will be here in person.

"As we've done in the past, we encourage our fellow colleagues to volunteer and be escorts and we're, only this year because we only have 9, requesting that only Legislators be these escorts. So if anybody is interested, and I know a couple of you have already contacted our office, please do so soon. Once those 9 are taken I guess what we will do is maybe consolidate and put a couple of Legislators with each family.

"But again, it's next week Wednesday, the 27th. Please coordinate your committee hearings and what not accordingly. I do believe that parking will be available in the morning for the public but then will be restricted as we get closer to the event. Alright. Thank you, Mr. Speaker."

Vice Speaker Mizuno: "The Chair would like to remind Committee Chairs that today is the Second Lateral filing deadline for bills that need to move to their final committees. Please file your Committee Reports and drafts with the Chief Clerk's office by 9:00 p.m. this evening."

ADJOURNMENT

At 1:08 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 22, 2013. (Representatives Belatti and Say were excused.)

THIRTY-SEVENTH DAY

Friday, March 22, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:14 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Former Representative Michael Puamamo Kahikina, after which the Roll was called showing all Members present with the exception of Representatives Takumi and Woodson, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Fifth and Thirty-Sixth Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 402 and 403) were received and announced by the Clerk:

Sen. Com. No. 402, transmitting H.B. No. 1089, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH," which passed Third Reading in the Senate on March 21, 2013.

Sen. Com. No. 403, transmitting H.B. No. 1258, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on March 21, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Nakashima introduced Juniors of Honokaa High School: Sydney Popovich, Chris Mione, Phobe Taylor, Bobbie Jo Perez, Elizabeth Awaa-Kong, Kearshea Cardus, Kylene Paiva, Carleigh Vallente, Leila Deguzman, Tory Oana, Gary Torres, Sterlin Carpio. Nathan Gascon, Kalani Benanua, Isiah Fernandez, Samantha Miguel, Chelsea McConnell, Maisy Torrano, Stevie Niks Baji, Makanani Akau, Elijah Fernandez, Shayla Carreira, Jayna Guia, Kili Takushi and Emily Atkins; and their teacher, Mr. James Atkins.

Representative Ohno introduced delegates of the Secondary Student Conference.

Representative Lee introduced members of St. Anthony's, Kailua, Cub Scout Pack 223: Cameron, Christian, Loren, Braden, Kainoa and Sean; and Sean's mom, Mrs. Josette Friedl of House Tech Support.

Representative Onishi introduced students from East Hawaii: Kenneth Kitahata and Lopaka O'Conner, Hilo High School; Misty Figuera, Nemesi Steven, and Valando G., Pahoa High School; Courtney Ip and Ana Bitter, Waiakea High School; and their chaperone, Ms. Rene Shindo, Hilo High School.

Representative Lowen introduced students of Kealakehe High School and Konawaena High School: Jenn, Tara and Hayley; and chaperone, Mr. Jim Young, Student Activities Coordinator, Kealakehe High School.

Representative Belatti introduced her father, Mr. Donald Au.

Representative Cheape introduced students of Mililani High School; and teachers, Ms. Leilani Ward and Ms. Danielle Castro.

Representative Kawakami, on behalf of the Kauai delegation, introduced a friend, farmer and business person, Mr. Les Drent.

Representative Aquino, on behalf of the Waipahu delegation, introduced students of Waipahu High School: Rolilei Acio, Jensen Beate, Alter Calubana, Joshua Cambia, Karen Cayme, Reimann Fiesta, Robert Gracie Jr., James Hufana, Alexander McDermott, Steffie Pasion, Ariel Pena, David Racuya, Max Saludares, Gerald Soriano and Samuel Weinstein; and their teacher, Mrs. Cindy Takara.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representatives Cabanilla and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1114) recommending that S.B. No. 91, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 91, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 91, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1115) recommending that S.B. No. 697 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 697, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1116) recommending that S.B. No. 1349, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1349, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1117) recommending that S.B. No. 1280, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1280, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1118) recommending that S.B. No. 961, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 961, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SHARING," passed Second Reading and was referred to the Committee

on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1119) recommending that S.B. No. 345, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 345, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and one comment. I usually use this as my visual aid. This is for those who sell insurance for these small little portable devices. It's going from $150 to $5,000. That's excessive, it's extreme. Mr. Speaker, we had this last year and instead of going up a few thousand they leveled it off at $150. Why it's going up to $5,000 now is beyond my comprehension. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, this, in relation to the previous bill that we had regarding electronic equipment, one thing again that comes to helping people rise out of poverty and for working families to better themselves, Mr. Speaker, is access to technology. This fee, this dramatic fee increase on portable electronics which is one of the most accessible pieces of technology that consumers interact with on a daily basis and which of course is closely related to the way education is moving these days, Mr. Speaker. This just further hinders the ability for those in the lowest income bracket to rise out of poverty, Mr. Speaker. For those reasons, I must be opposed to this measure."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 345, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Fale, McDermott, Thielen and Ward voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1120) recommending that S.B. No. 470, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 470, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1121) recommending that S.B. No. 913, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1122) recommending that S.B. No. 1265, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1265, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1123) recommending that S.B. No. 505, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 505, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. At my law firm I represent condominium associations. Thank you," and the Chair ruled, "no conflict."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 505, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1124) recommending that S.B. No. 997, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 997, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1125) recommending that S.B. No. 511 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1126) recommending that S.B. No. 1258, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1258, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1127) recommending that S.B. No. 102, SD 2 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 102, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1128) recommending that S.B. No. 1025, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1025, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1129) recommending that S.B. No. 1106, SD 2, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1106, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1130) recommending that S.B. No. 499, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 499, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Lee and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1131) recommending that S.B. No. 23, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 23, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1132) recommending that S.B. No. 1040 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1040 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. My understanding is that this bill has the potential to significantly raise electric costs to the people of Hawaii, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1133) recommending that S.B. No. 101 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 101, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1134) recommending that S.B. No. 332, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 332, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Nakashima and Lee, for the Committee on Labor & Public Employment and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1135) recommending that S.B. No. 512, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 512, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1136) recommending that S.B. No. 867, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 867, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 867, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1137) recommending that S.B. No. 1036 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1036, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1138) recommending that S.B. No. 406, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 406, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1139) recommending that S.B. No. 532, SD 1, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 532, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1140) recommending that S.B. No. 815, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 815, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1141) recommending that S.B. No. 982, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 982, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1142) recommending that S.B. No. 1169, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1169, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOOLAWE ISLAND RESERVE," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1143) recommending that S.B. No. 665, SD 1, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 665, SD 1, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a possible conflict. My wife is a consultant to the medical school," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 665, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1144) recommending that S.B. No. 586, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 586, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1145) recommending that S.B. No. 1214, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1214, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1146) recommending that S.B. No. 1207, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1207, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1207, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Water & Land, with Representative Thielen voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Yamane and Nakashima, for the Committee on Transportation and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1147) recommending that S.B. No. 1230, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1230, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1148) recommending that S.B. No. 1209, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1209, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, in support with reservations and just brief comments. I got some clarification on the Floor which I think is very helpful and in that case I think the bill is well intended. My one concern is just that, and it's a mild concern, that some of the language may be a bit overly broad and may have some unintended consequences and I will look forward to seeing how this bill progresses. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations also. Until we know that this is not the flying of the Goodyear blimp over the skies of Waikiki and other places, I will hold my vote."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1209, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1149) recommending that S.B. No. 571, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 571, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1150) recommending that S.B. No. 4, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 4, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1151) recommending that S.B. No. 244, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 244, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 244, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1152) recommending that S.B. No. 1361, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1361, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Thielen rose to speak in support of the measure, stating:

"Mr. Speaker, I'm going to be voting aye on the measure but I just want to bring up to the Member's attention. I believe that this bill should be amended in the final committee to direct the Board of Land and Natural Resources to actively pursue buying up the two years left on those leases with these lessees. The properties have been left in disrepair and a lessee that has a two year period to run on a long lease, say it was 35, 50, 65 years, they're not going to be interested in making any improvements.

"If you take the example of what happened in Kailua Town a number of years ago, as the leases were due to expire, the buildings really went into disrepair. I was told by the Executive Director of Kaneohe Ranch that they learned a lesson, that it was better that they managed and developed their own properties themselves because otherwise as the lease term expired, they were going to end up with the same thing again with buildings just in disrepair.

"So, with a two year period left on a lease that lessee would be, I believe, very open to selling out. This would mean that the Board of Land and Natural Resources in conjunction with the community over there could look at doing some significant improvements to the properties that have been an embarrassment to that area for a number of years. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1361, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BANYAN DRIVE," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Evans and Yamane, for the Committee on Water & Land and the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1153) recommending that S.B. No. 1357, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1357,

SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Evans and Yamane, for the Committee on Water & Land and the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1154) recommending that S.B. No. 803, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 803, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1155) recommending that S.B. No. 987, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 987, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 987, SD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale and McDermott voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1156) recommending that S.B. No. 614, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 614, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1157) recommending that S.B. No. 998, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 998, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1158) recommending that S.B. No. 540 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 540, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1159) recommending that S.B. No. 795, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 795, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1160) recommending that S.B. No. 848, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 848, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1161) recommending that S.B. No. 48 be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 48, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was referred to the Committee on Economic Development & Business, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1162) recommending that S.B. No. 1161, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1161, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1163) recommending that S.B. No. 1101, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1101, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1164) recommending that S.B. No. 400, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee

on Consumer Protection & Commerce, with Representatives McKelvey, Takumi and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1165) recommending that S.B. No. 946, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 946, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, I have written comments to be inserted into Journal. But before that, let me just summarize the difference between this Senate Bill and the House Bill.

"The Senate Bill 946, there's only one way that they can address unfunded liability and that is to put money in the trust fund. We are doing the same thing under captive insurance. In addition to that, right now we have about $18 billion of unfunded liability. Under the captive insurance, based on the study in 2001 we have the potential of saving 5% to 25% of the premiums that are being paid in the operation of the captive insurance. 5% of $800 million is equivalent to $40 million now.

"If we are going to save $40 million we can make it a point that the members of the EUTF, which are the employees, dependents and retirees, will not be required to pay an increase in the premiums. You have to understand that from 2001 to 2012 the increase in premiums has been going from here all the way up and it's consistent on a yearly basis. If we have savings in the operation of a captive insurance, we will not be asking the employees to pay more in the premiums because we have savings, as well as the employers, meaning the state, the counties, the Board of Water Supply or those agencies categorized as employer. Those are the benefits that I can see, Mr. Speaker and Members.

"We have the potential of stopping and making our members pay more in premiums. Whatever savings we have will be placed in the reserve fund. We also are going to put money in the unfunded liability reserve fund. With that we are going to make sure that the amount of money and the premium funds to pay for the health needs for every member of the EUTF is just like fully funding it. If we are going to do that year in and year out, we will make sure that the employees and members will have the health care that they need. Those are the advantages, Mr. Speaker, and I'm going to ask that my remarks be inserted into the Journal. Thank you."

Representative Cachola's written remarks are as follows:

"In 2011, Hawaii's unfunded health care liabilities stood at between $15-17 billion. In 2012-13, it is estimated that the health care liabilities will be over $18 billion.

"According to recent reports, it would take $520 million annually over 30 years to eliminate the full liability. Healthcare premiums will only continue to grow in the future. Premiums rose from $218 million in 2001 to $760 million in 2011. It is estimated to be around $800 million for 2012-13. We need to find ways to slow down, reduce, stabilize, and fully fund the unfunded health care liabilities for the State of Hawaii.

"This bill would address the healthcare unfunded liabilities and save the state money by creating a captive insurance company within the EUTF that covers only government employees. According to a 2001 report by the State of Hawaii Insurance Division, there is the potential for Hawaii to find savings with a captive insurance company of between 5-25%. At 5%, Hawaii would save nearly $40 million. Another benefit through our savings is that the state would likely not have to increase employee contributions.

"The difference between the Senate and House strategy is that the Senate is only looking to provide direct contributions to reduce the healthcare unfunded liability. On the other hand, S.B. 946 S.D. 1 H.D.1 reflects the strategy coming forth from the House.

"The House strategy will provide direct contributions AND will include a program to save money that can be used to further reduce the healthcare unfunded liability. The bill will also mandate the governing body to allocate enough money to provide for members' health care needs yearly, now and going forward. Providing reinsurance coverage to protect the captive insurance company from a catastrophic event. As an insurance company, the company will have a direct pipeline to the wholesale price of reinsurance, hence, lower premiums.

"As well, this bill has the potential to greatly improve our bond ratings. Improved bond ratings will allow us to float bonds at a cheaper rate for us resulting in lower debt service. Remember, we use bonds to pay for most of our large scale projects like repairing schools. A 0.5% reduction in debt services creates about $10-100 million in savings to the state.

"We are all aware that this is a major problem affecting our state. Survival, taking control of our destiny and the future of Hawaii is at stake. We need to address Hawaii's healthcare unfunded liabilities now."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. I support the portion in regards to Part I, which Senator Ige is looking at a different way to address some of our future liability issues. However, I have extremely strong reservations with Part II, and after, regarding the establishment of a captive insurance without the proper studies prior. Thank you."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations until the feasibility study is done which verifies the statements of the good gentleman from Kalihi."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with strong reservations. Just briefly. Mr. Speaker, I do want to echo the comments that were previously stated by the Transportation Chair. I do think Part I is a very good portion of this bill, I think it is incumbent upon us to begin dealing with the EUTF, and by having a task force examine the unfunded liability and make recommendations to the Legislature I think would be very beneficial given our situation with the EUTF.

"But similar to what the Transportation Chair said, I have very strong reservations about Part II. I do not think this captive insurance company for the EUTF is necessary. We will continue to watch this bill and hope that the Finance Committee will address this. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 946, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," passed Second Reading and was referred to the Committee on Finance, with Representative Tokioka voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representatives Nakashima and Tsuji, for the Committee on Labor & Public Employment and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1166) recommending that S.B. No. 535, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 535, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1167) recommending that S.B. No. 1070, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1070, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1070, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1168) recommending that S.B. No. 595, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 595, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives McKelvey, Takumi and Woodson being excused.

At 12:48 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:48 o'clock p.m., with Vice Speaker Mizuno presiding.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1169) recommending that S.B. No. 1370, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1370, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I request a ruling on a potential conflict. At my law firm we do mortgage foreclosure work. Thank you," and the Chair ruled, "no conflict."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1370, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDIATION AFFECTING JUDICIAL FORECLOSURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1170) recommending that S.B. No. 8, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 8, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. On Standing Committee Report Number 1170, Senate Bill Number 8, could you please note my strong reservations. I have major problems with the amendments that were made by the Committee on CPC. Specifically regarding the population, having it apply to a population of less than 500,000. Should this measure go forward I would hope that we address that issue. Thank you."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I have strong reservations. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, as a farmer who also has animals, I have strong reservations in regards to this measure and how it's going to affect famers in our community that actually have animals. As a person who grew up as a little kid performing some of these procedures, well it doesn't include, it has to do with the way we do some procedures that we perform on certain animals, Mr. Speaker, for different reasons. But for those reasons, I'm concerned about how this may affect farmers. So with that, Mr. Speaker, I have very strong reservations regarding this measure."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 8, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," passed Second Reading and was referred to the Committee on Judiciary, with Representative Cheape voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1171) recommending that S.B. No. 668, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 668, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1172) recommending that S.B. No. 960, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 960, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request a ruling on a potential conflict. At my law firm I do work on foreclosures. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 960, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1173) recommending that S.B. No. 328, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 328, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and just brief comments. Mr. Speaker, I have three dogs. I had four, we had to put one down. I am an animal lover. So I come at it, I gave the economics lecture before, I won't bore the Members with that again, but I love pets. And I want to see people get into homes if they want to. I think, although this is extraordinarily well intended, I think it's going to have the reverse effect.

"Ironically, the folks charging that premium are still going to keep that premium and then they're going to increase the security deposit. Why? Because they can.

"So a wonderfully intentioned bill, and as a dog lover I want to help these folks do it because I know how hard it is to find a place that will take a pet. They're just not there. And it's not because of the security deposit, it's because people just don't want to rent if you have pets because they know, yeah they can get the money back even if they have to take you to small claims court, it's just they don't want to go through the hassle of it.

"So, I think this will have the reverse effect and it will actually make it more difficult because you're still going to pay the premium and now you're going to pay a higher security deposit. That's my concern. Thank you, sir."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, may the words of the previous speaker be inserted into the Journal as my own plus a few comments. In opposition.

"Mr. Speaker, we are one of the unfortunate states in the nation that has one of the lowest home ownership ratios possible. We're around 49-51%. The nation is at about 69-71% people who own their homes. In Hawaii half the people don't own their homes. Therefore, to make it harder for people to rent seems cruel and unusual, particularly for working families.

"Those who love their dogs, this is unnecessary because they're already going to have a rental for pets built into their existing monthly deposit. So it's unnecessary and it's punitive because, again, we've got as many renters as we have homeowners. Thank you, Mr. Speaker."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict, Mr. Speaker. I'm a landlord," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of the measure, stating:

"I would also like to express my strong support of the bill. I think this will open up more choices for pet lovers, pet owners, for places to rent, because with this provision there will be more landlords that would be welcoming to people with pets. Not every landlord is the same, Mr. Speaker, and not every pet owner is the same. So, even though it may increase the deposit, if you are a good pet owner, you're going to get all your deposit back.

"Also, I have prospective tenants who had begged me to double the deposit just so I would accept them, but yet I couldn't do that either. But if this bill passes I think that it would increase the supply for the pet owners in terms of renting places. Thank you, Mr. Speaker."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, ruling on a potential conflict. I'm a landlord. Thank you," and the Chair ruled, "no conflict."

Representative Takai continued to speak in support of the measure, stating:

"I rise in support. Thank you. I agree with the previous owner, actually I had an experience myself. I used to rent to families with pets. I love pets. In fact we still have a dog. But as I mentioned in the previous discussion on a similar House Bill, I'm no longer going to rent to anybody with animals unless this opportunity comes up. This bill is an enabling bill, it allows for an additional deposit. It doesn't require it.

"Right now state law doesn't allow for that. So as the previous owner mentioned there was a tenant that wanted to rent, wanted to double the deposit, but because state law prohibits it, we're not allowed to do it. So I think that this particular measure actually is pet friendly and it's going to increase the inventory of rentals for people with pets. Thank you, Mr. Speaker."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict of interest. Our family has rental property," and the Chair ruled, "no conflict."

Representative Thielen rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker, ruling on a potential conflict. I also have a rental. Thank you," and the Chair ruled, "no conflict."

Representative Thielen continued to speak in support of the measure, stating:

"Mr. Speaker, I support the bill, it's a common sense way to do it. I rent to people who have pets, but I have in the lease that they're required to clean the carpet in the one room that has carpet before they leave. But I think this is a more sensible way to do it and will open up more housing, rental housing for people with pets. Thank you."

Representative Ward rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I forgot to mention I have also a rental unit. Thank you," and the Chair ruled, "no conflict."

Representative Ward continued, stating:

"But I can't see the logic, when you put the price of something up, you're going to increase the demand. That's exactly opposite of all economic theory, all economic principle. When you increase the price, you reduce the demand or you eliminate it to a very niche market. So if my colleagues are correct, my fellow landlords are correct, I wish them the best, I hope we pay attention to the numbers because right now it's against raising any prices to get more of anything to be purchased. Thank you."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict of interest. I have a fractional interest in property that is being leased as a rental. Thank you," and the Chair ruled, "no conflict."

Representative Oshiro continued to speak in support of the measure, stating:

"I stand in strong support. Thank you very much."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a possible conflict of interest. I also have rentals. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"A ruling on a potential conflict. I'm a renter with a pet," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, I believe that this measure is going to further disadvantage those as the Representative from Hawaii Kai mentioned. We live in a state that unfortunately has the lowest home ownership in the entire country. This is due to the high cost of living here, which I fall into that category, Mr. Speaker.

"As someone who lives day to day with the challenges that we have for young working families here, this makes it that much more difficult for the young working families in our community, Mr. Speaker. If you happen to go down to the Humane Society to rescue a pet it just means that you're going to have to fork out more money to be able to afford to live somewhere, Mr. Speaker. For those reasons and for the working families throughout the state who may have a pet, Mr. Speaker, I think that this hurts them and this measure wouldn't be good for that segment of our community, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. I also ask that the words from the good Representative from Pearl City as well as the Chair of Housing be entered into the Journal as if they were my own.

"I'd just like to make an additional comment, Mr. Speaker. On page 2, line 4 it says, 'a landlord may require,' it doesn't state that he must require this. So I'd just like to add that as another note. Thank you."

Representative Wooley rose to speak in support of the measure, stating:

"In support, and I just want to make sure that folks who oppose the bill have read the testimony because there's broad support from both landlords and tenants, whether they are low income or high income. There's no actual additional charge in your fee, in your leases, your monthly charges. It provides an option if you want to have an animal and a landlord wants you to be able to have an animal. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 328, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fale, McDermott and Ward voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1174) recommending that S.B. No. 495, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 495, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1175) recommending that S.B. No. 9, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 9, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1176) recommending that S.B. No. 1071, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1071, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. My concern with this bill, Mr. Speaker, is that it's going to further eliminate the opportunity for entry into this market, Mr. Speaker. Coming from a background that has a lot of entrepreneurship there, I'm very much interested in opening up these opportunities for youth of Hawaii to especially explore the possibilities in the financial world, Mr. Speaker. This measure would further eliminate or

make it more difficult for them to explore those opportunities, Mr. Speaker. For those reasons, I'm opposed to the measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1071, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1177) recommending that S.B. No. 1067, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1067, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1067, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1178) recommending that S.B. No. 1133, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1133, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Once again, if you find yourself on the road between 4:00 and 6:00 in the morning, you'll find that those who make the most use of this dietary supplement that would fall into this new fee increase, Mr. Speaker. That's who this measure would hurt the most and those are the backbone of the State of Hawaii. Those are working families who keep this place going, Mr. Speaker and this measure would hurt them the most. For those reasons, I'm opposed to this, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in strong support, just very briefly. I'd like to just note that this bill closes a loophole and specifically excludes legitimate dietary supplements. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, just once again in opposition. What those workers consume in the morning I consider legitimate dietary supplements, Mr. Speaker, and they consider it legitimate dietary supplements as well. This measure would hurt them, Mr. Speaker, therefore again in opposition."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1133, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was referred to the Committee on Finance, with Representatives Fale, Fukumoto and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1179) recommending that S.B. No. 1240, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1240, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PEDIATRIC DENTAL HEALTH COVERAGE," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1180) recommending that S.B. No. 1069, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1069, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1069, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1181) recommending that S.B. No. 15, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 15, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 15, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce,

with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1182) recommending that S.B. No. 1045, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1045, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1183) recommending that S.B. No. 17, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 17, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 17, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSSIL FUELS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1184) recommending that S.B. No. 19, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 19, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1185) recommending that S.B. No. 1236, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1236, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

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 work for a cable company. Thank you," and the Chair ruled, "no conflict."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. At my law firm I represent condominiums and condo associations. Thank you," and the Chair ruled, "no conflict."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1236, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIBER OPTICS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1186) recommending that S.B. No. 750, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 750, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 750, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1187) recommending that S.B. No. 463, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 463, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 463, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Tsuji and Evans, for the Committee on Economic Development & Business and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1188) recommending that S.B. No. 215, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 215, SD 3, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I would like to have a no vote cast for me on this please and just brief comments. Thank you. This bill establishes the public-private partnership authority. I know it's limited to just some specific projects but in the testimony that we received on this, numerous people said, just wait. Repeal the PLDC, give the public some time and earn back the trust before you step forward with another PLDC type of measure. I would hope that this bill does not emerge from its next committee. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, also in opposition with a brief comment. Everything that the previous speech maker indicated is true, and I add two points. Number one is that in the hearing it came out that this is going to cost us $1 million a year just to implement a project which, second point is that, we're already doing in DBEDT. That we've got a number of projects going on now. So to build the bureaucracy to do something that we're already doing to make it look good, to make it PLDC turbocharged doesn't make a lot of sense. So I agree with the previous speaker. Hopefully this is the last we have to talk about this one. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with slight reservations. Mr. Speaker, my slight reservations are in regards of course to the predecessor, in the past where we had the PLDC, Mr. Speaker. But I'm actually supportive of this measure because I believe that there is the opportunity to find funding in innovative ways to meet the needs of our community because the needs are great. Instead of increasing fees and taxes and other ways, I think this has the potential of serving our community very well, Mr. Speaker. Being able to meet the demands and needs of services within our community without having to raise fees or taxes, Mr. Speaker. For those reasons I am supportive of the measure."

Representative Lowen rose in opposition to the measure and asked that the remarks of Representative Thielen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and a brief comment. Thank you, Mr. Speaker. While I have concerns about the fiscal impacts of this bill, I'm willing to let it go on to Finance and let them work through that. But I was concerned because as the bill went through this it addresses pilot projects and we actually in the committee added additional projects to this particular bill. So it's up to seven pilots. I would like, maybe Finance can take a look at this bill and reduce it maybe to three projects. More like a pilot. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Mr. Speaker, let me focus some attention upon one physical description of a project. That's the Wahiawa Main Street Project. Just for the edification of the Members and those who may be listening in, that particular project which is controlled by the Department of Accounting General Services is state land. It's about the size of three football fields. It's right smack in the middle of Wahiawa Town and let me just give you some background.

"Unlike any of the other PLDC initiatives that we discussed over the last several years, this one is one of those projects that really is from the grassroots. It's really organic to the community.

"In fact, I can point out, and I did at the discussion phase of the decision-making in EDB and Water & Land, that some of the ideas of developing that particular parcel, which is the Wahiawa Civic Center site, goes back to July of 1994 when the Wahiawa community, working with the council representative, at that time Rene Mansho, and the mayor's administration. We all got together and over the summer months in discussing what is the most appropriate use of that land and what they would want to see in it. Out of that grassroots effort came the Wahiawa Town Master Plan, and it's here. I'm going ask for permission later on to submit pertinent relevant portions of this into the Journal. That's back in 1994.

"When I got elected in 1994 we moved ahead on that Master Plan and we looked at the Wahiawa Civic Center conceptual design. What could be appropriate as far as the state developing the Civic Center also along the notion of maybe developing or co-developing with the Wahiawa Courthouse facility.

"So, in 1996 April, we came up with a conceptual design report plan for a joint Civic Center/Courthouse for the Wahiawa-North Shore area. I'm also going to submit some of that into the record.

"Also, in 1998, working with Jeremy Harris's administration at that time and the Department of Planning Permitting, City and County of Honolulu. We embarked upon an urban design plan to make sure that anything we do at that particular site is congruent and consistent with what we wanted our community to look at, specifically our community for our people. That's January 1998, City and County Honolulu, Planning Department, Wahiawa Urban Design Plan.

"Then I go back to July 2001, the Wahiawa Area Redevelopment/Civic Center Master Plan was studied, and the proposal there was to see the feasibility of developing that particular site and what it would look at based upon the Master Plan Task Force, 1994. So we're going back on that basis.

"Finally, in February 2002 and the Central Oahu Sustainable Communities Plan, which adopts the general plan for this particular region of Oahu, basically codifies and adopts all the prior work of the community at the grassroots level of what we have there.

"That's why I feel so confident that we can move forward on this particular bill, on that one element in this bill for the Wahiawa community, the Wahiawa Civic Center. Again, it's about three acres or less than three football fields, but I believe it's congruent and consistent with what we have there. I'm going to be available for anyone who wants to talk to me about this, the proposal right here. I may submit written testimony to the next committee in my support.

"But I just want to thank you, Mr. Speaker, for this opportunity to share that this particular project in this particular bill has strong and deep support from the Wahiawa community that I represent. Thank you very much."

Representative Oshiro's written remarks are as follows:

"As I mentioned in the earlier Floor discussion in support of SB 215, SD 3, HD 1, listed below are some of the relevant government reports and pages, supporting my clam that the Wahiawa Main Street Project upon the Wahiawa Civic Center site is consistent with the 'grassroots' vision for Wahiawa and strongly supported by the Wahiawa community.

1. **Wahiawa Town Master Plan, Task Force Report, July 1994**
   "Wahiawa Town: Gateway to the Country"
   - Wahiawa Town Master Plan, Task Force Report (cover)
   - Wahiawa Master Plan Task Force Organization and Voting Members
   - Community Services Committee, Pgs. 6-7
   - Transportation Committee, Pgs. 30-31

2. **Wahiawa Civic Center: Conceptual Design Report, April 1996**
   Department of Accounting and General Services
   Prepared by Dennis T. Toyomura, F.A.I.A.
   - Wahiawa Civic Center: Conceptual Design Report (cover)
   - Location Plan, Island of Oahu, Pg. 5
   - B. Existing Facilities, Pg. 8
   - 7. Civic Center Development Plan Alternatives, Pg. 25-26

3. **Wahiawa Urban Design Plan, January 1998**
   City and County of Honolulu, Planning Department
   Prepared by Wilson Okamoto &Associates, Inc.

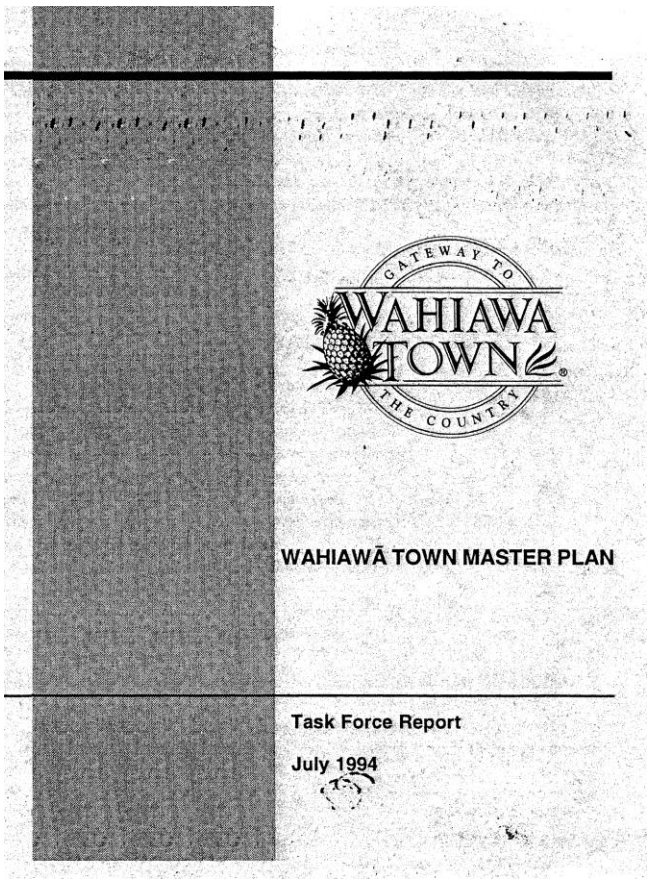
- Wahiawa Urban Design Plan (cover)
- Table of Contents
- B. Planning Approach, Pg. 2 and 5
- Chronology of Activities
- Meeting Memorandum, November 7, 1996, Pg. 1-2

4. **Market Study of Proposed Wahiawa Civic Center, July 10, 2001**
   Prepared for the Wahiawa/Whitmore Vision Team
   Lesher Chee Stadlbauer, LLC, via Mr. Kurt H. Mitchell, AIA, Kober/Hanssen/Mitchell Architects
   - Market Study of the Proposed Wahiawa Civic Center (cover)
   - Cover Letter, July 10, 2001
   - Market Study Overview, Pg. i – iii
   - Overview of Government Services in Wahiawa, Pg. IV-1 – IV-4
   - Communities Serviced By Wahiawa/Whitmore Governmental Agencies, Pg. IV-5

5. **Central Oahu Sustainable Communities Plan, February 2002**
   Department of Planning and Permitting
   Honorable Jeremy Harris, Mayor
   - Central Oahu Sustainable Communities Plan (cover)
   - 3.6, Wahiawa Town, page 3-41 – 3-46

"In closing, I wish to thank my colleagues for allowing me to express my strong support for this re-development opportunity for my community. Wahiawa is where I grew up, live today, and would like to spend all my days. We are a small but close-knit community with deep roots in our Plantation heritage and proud of our Military history and unique place in Hawaiian culture. Insofar that SB 215 provides us with another option to pursue our collective vision it is greatly appreciated and has our endorsement and support. Thank you very much."

Representative Oshiro also submitted the following documents:



WAHIAWĀ MASTER PLAN TASK FORCE

ORGANIZATION

CHAIR	Suzanne Peterson
VICE CHAIR	Roy Doi
SECRETARY	Adam Borrello
EXECUTIVE SECRETARY	Libby Smithe

VOTING MEMBERS

COMMITTEE CHAIRMAN

BUILDINGS	Dan Nakasone
COMMUNITY SERVICES	Clayton Chun
ENVIRONMENT	Russell Wong
INFRASTRUCTURE	Jared Kanemaru
RECREATION	George Kagehiro
TRANSPORTATION	Ben Acohido

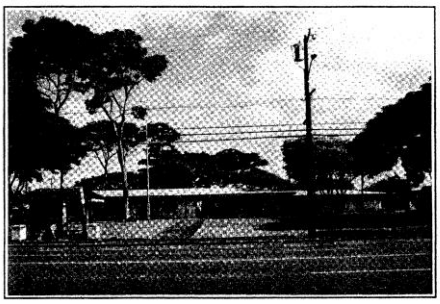
ORGANIZATIONAL REPRESENTATIVES

WAHIAWA COMMUNITY & BUSINESS ASSOCIATION	Libby Smithe
NEIGHBORHOOD BOARD #26	Ben Acohido
WAHIAWA GENERAL HOSPITAL	David Hill
WAHIAWA HOSPITAL AUXILLARY	Elsie Lawrence
WAHIAWA/WAIALUA ROTARY CLUB	Donna Hatico
WAHIAWA LIONS CLUB	Anthony Williams
WAHIAWA BOTANICAL GARDENS	Michael Kristiansen
WAHIAWA RAINBOW CLUB	James Shimokusu
HAWAIIAN CIVIC CLUB	Lurline Lee
ASOKA CLUB	Clarence Hiromoto
WAHIAWA CHURCHES	Robert Meyer
WAHIAWA SCHOOLS	Clayton Chun
MILITARY	Daniel Bow

COMMUNITY SERVICES COMMITTEE

CIVIC CENTER

Wahiawā's civic center, which was dedicated on January 11, 1957, is located on a parcel of the approximately 160,000 square foot of state owned land, bordered by California Avenue and Lehua, Center, and North Cane streets. Services have outgrown the building.



WAHIAWĀ CIVIC CENTER

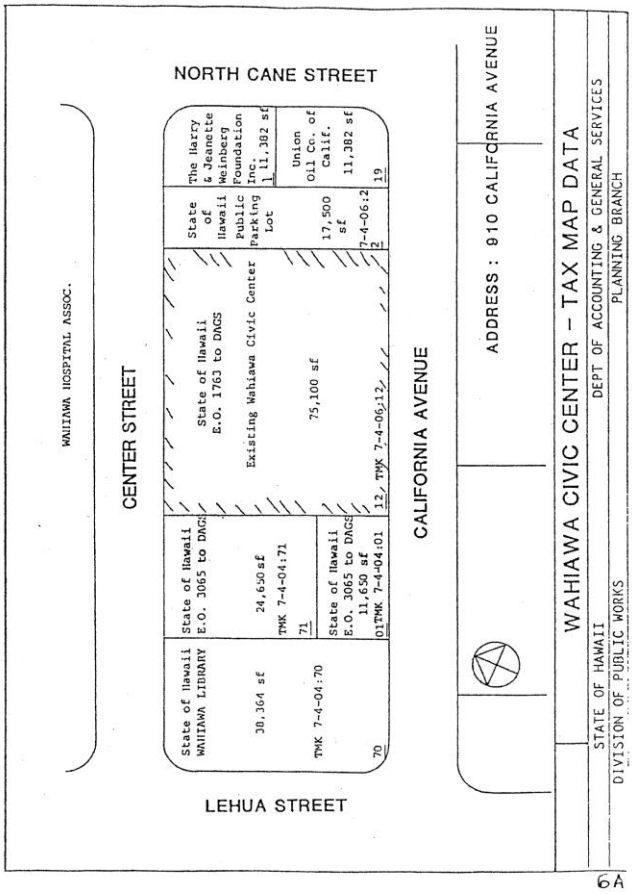
The civic center currently houses the Department of Human Services (DHS) and Department of Health (DOH). The DHS has the welfare office. The DOH has the Adult Mental Health Services, Public Health Nursing Office and Treatment Service, University of Hawai'i County Extension, and the Family Planning Office.

The DHS rents office space for the Women, Infants, & Children (WIC) program and the Jobs Unit IV. The Central District Office of the Department of Education is presently located at the Mililani High Tech Park. The Judiciary branch of the government is currently renting space and is very much in need of a larger space.

PROFILE ON STATE CIVIC CENTER

There is a lack of office space for the government and private community services offered to Wahiawā Town. When a state or city program must rent office space, the money comes out of their budget, resulting in less money for program funds. Our concern is that these programs may be moved to another town where space

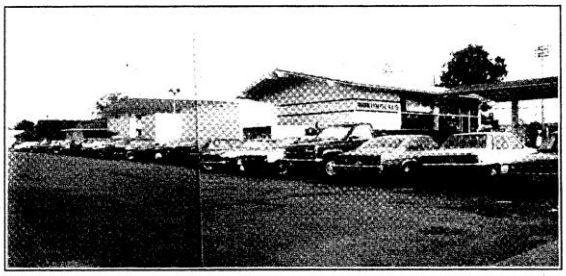
6



TRANSPORTATION COMMITTEE

WAHIAWĀ "TOWN CENTER"

The long awaited project to re-stripe Kamehameha Highway through Wahiawā is scheduled to begin in 1994 and will take approximately four months to complete. The plans call for the highway to be re-striped from Avocado Street to Kilani Avenue with two lanes going in either direction and a left turn lane established at every intersection with a two way left turn lane to be created in some areas along the route. This project will do much to ease traffic flow through town. Limited parking stalls will remain on the highway.



STATE PARKING LOT BETWEEN CENTER STREET AND CALIFORNIA AVENUE

PROFILE TO IDENTIFY "TOWN CENTER"

To identify the town center of Wahiawā which includes the hospital, civic center, library, and parking facilities.

Provide a green zone and open space in the vicinity of the "Town Center" to emphasize the rural nature of Wahiawā.

is more readily available. These programs are necessary for the well being of Wahiawā Town.

STRATEGY

In planning for the civic center we support removing the state parking lot to make room for maximum open space consisting of trees and greenery.

To include a veteran's memorial consisting of a multi-leveled fountain with a commemorative plaque.

To build a multi-level parking structure on Center Street not only for the civic center but also for the hospital and to provide delivery access to the hospital.

To include office space for quasi-government organizations.

ACTION

To strongly urge our Councilmember and State Legislators to put priority on the completion of a State Civic Center that includes the Satellite City Hall.

Wahiawā residents envision a satellite center servicing the Central O'ahu/North Shore eliminating the need to travel into Honolulu, thereby relieving traffic congestion.

COMMUNITY SERVICES

With the rapid growth in population and housing development in Central Oahu there is a need to ensure community and social services remain in Wahiawā to help maintain our economic base. It is important for businesses, community organizations, and government agencies to work to accommodate such growth and to support our town for the quality of life in which we want to live.

The District 2 Wahiawā Police Department is staffed with approximately 100 people. District 2 is comprised of 12 patrol beats, 4 of which are in the Wahiawā, Whitmore, and Helemano areas. The facility is equipped with a helipad to service the hospital.

The Wahiawā Fire Station (Station 16), built in 1941, needs to address the planning for a ladder company. In the last few years several low income and three elderly projects of over 4 stories have been built. The closest ladder company is located in Waipahu.

The Wahiawā library will be installing a federal required fireproof book-drop before the end of

STRATEGY

Define the "Town Center" of Wahiawā as that area bounded by California Avenue, North Cane Street, Kilani Avenue, and Lehua Street.

ACTION

To strongly urge our Councilmember and State Legislators to put priority on the completion of a State Civic Center that includes the Satelite City Hall.

Build a multi-level parking structure on Center Street to accommodate the Civic Center and Wahiawā General Hospital.

To eliminate the state parking lot between California Avenue and Center Street to be used for the new Civic Center.

Encourage the use of the Wahiawā Park and Ride Facility located at the National Guard Armory.

The civic center will serve to minimize the amount of traffic into Honolulu while providing much needed services to Wahiawā and the surrounding communities.

BUS SYSTEM

The Wahiawā Park and Ride Facility, located at the Hawai'i National Guard Armory parking lot on Kamehameha Highway and is .9 miles Honolulu side of the Wilson Bridge, was opened in 1989. It is a shared military parking facility of 280 stalls. The bus system now has express buses that originate at the site. This facility provides and encourages bus ridership and ridesharing.

The park and ride is quite accessible to the H-2. If a mass transit system is designed, it should be made available for the Wahiawā residents and not go only as far as Mililani.

PROFILE ON BUS SYSTEM

To have a transportation system which will enable people, commercial, and recreational access to work and play sites.

WAHIAWA CIVIC CENTER

CONCEPTUAL DESIGN REPORT

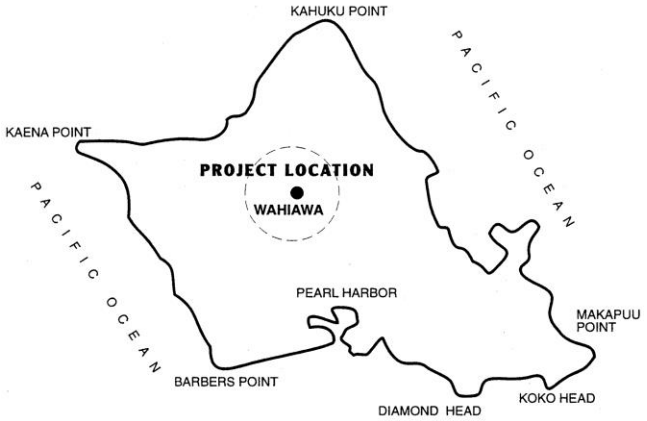
APRIL 1996

Prepared For:

THE DEPARTMENT OF ACCOUNTING and GENERAL SERVICES
D.A.G.S. JOB NO.: 12-10-4207

Prepared By:

DENNIS T. TOYOMURA, F.A.I.A
ARCHITECT



North

0 2 4 6 8
SCALE IN MILES

LOCATION PLAN
ISLAND OF OAHU

B. EXISTING FACILITIES

1. Wahiawa Civic Center Building: The existing Wahiawa Civic Center building of 7,190* square feet was completed in 1957 and is located at 910 California Ave. The Civic Center building currently houses the Department of Human Services (DHS), the Department of Health (DOH) and the University of Hawaii County Extension. DHS houses the Public Welfare office. DOH houses the Adult Mental Health Services, Public Health Nursing Office and Treatment Service and Family Planning Office.

   DHS leases additional offsite office space for the Women, Infants & Children (WIC) Program and the Jobs Unit IV.

   The Central District Office of the Department of Education is also located off site.

2. The Wahiawa District Court (Judiciary): The District Court is housed in a leased space of approximately 6,720 square feet* on Kilani Ave. According to the Hawaii Judicial System Master Plan the existing Courthouse facility is inadequate.

* Wahiawa Civic Center
Complex Development Report, DAGS
by GACI, Inc., June 1988

7. CIVIC CENTER DEVELOPMENT PLAN ALTERNATIVES

A. PREFERRED DEVELOPMENT PLAN ANALYSIS

Combined State Office Building and Judiciary Building with Parking Structure on Center Street

This plan assumes that Center Street can be decked with additional parking and be considered in fulfillment of the parking requirements for the Civic Center. The plan integrates the Judiciary and the State Office requirements into a mostly two story building, except for a partial State Offices third floor and with internal courtyard and connecting arcades. The plan shown assumes that the State Offices will be constructed before the Judiciary facility, or that they are constructed together. Should the Judiciary facility proceed prior to the State Offices then the plan can be reversed so as to allow the Judiciary to be constructed and yet allow the existing civic center to continue in operations.

1. The plan assumes that Center Street has parking at grade and on a single suspended parking deck accommodating a total of 260 stalls, and with the addition of the use of the existing parking lot's 50 stalls and 16 new stalls elsewhere on site, there will be a total of 326 parking spaces compared with a requirement of 244 spaces.

2. Covered arcade walkways are envisioned to connect the buildings.

3. The street setback and open space at grade opportunities are limited due to the large footprint of this development scheme.

4. Most preferences for ground level access can be accommodated with this predominately two story scheme.

5. Due to its integration, accommodating phasing of the development of the State Offices and the Judiciary poses potential problems in design and construction coordination.

6. The preferred plan is 28 per cent less expensive than the alternate plan.

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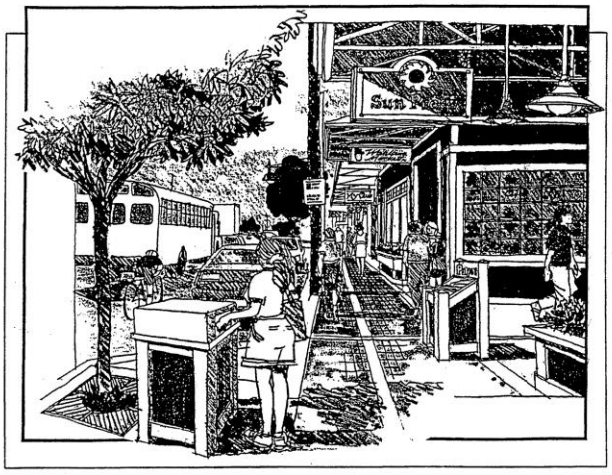
WAHIAWA

URBAN DESIGN PLAN



CITY AND COUNTY OF HONOLULU
PLANNING DEPARTMENT

PREPARED BY:
WILSON OKAMOTO & ASSOCIATES, INC.
HONOLULU, HAWAII

JANUARY 1998

B. Planning Approach

1. Development Plan Revision Program: Special Area Plans

The City and County of Honolulu is currently revising its Development Plan for the Central Oahu region. Development Plans provide maps and policy statements to implement the objectives and policies of the City General Plan and serve as a guide for more detailed zoning and public and private sector investment decisions.

The Central Oahu Development Plan (DP) Area includes communities from Wahiawa to Waipahu. Central Oahu's role in Oahu's future development is to provide lands for diversified agriculture and residential development, new employment in existing commercial and industrial areas, and to help alleviate urban development pressures on other rural and urban fringe areas.

Wahiawa, along with Waipahu were identified through the Central Oahu Development Plan revision process as areas that merited more detailed planning. This is being accomplished through the preparation of Special Area Plans which, for Wahiawa, has taken the form of this urban design planning process.

2. Wahiawa Town Master Plan

The Wahiawa Town Master Plan was published by the Wahiawa Master Plan Task Force in July 1994. The Town Master Plan was prepared through a community-based effort that grew out of City Council Resolution 93-255, CD1, "Establishing a Task Force to Prepare a Master Plan for Wahiawa". The Task Force conducted a survey of Wahiawa residents spanning six categories of issues, including Buildings, Community Services, Environment, Infrastructure, Recreation, and Transportation. Committees addressing each of these categories were established. They produced a series of associated profiles of issues and concerns along with strategies and actions to address them.

The Wahiawa Urban Design Plan builds upon the foundation established by the Wahiawa Town Master Plan, but with a narrower focus on urban design. To the extent possible, it incorporates issues and concerns of the Town Master Plan that can be addressed through urban design.

3. Community-Based Planning Process

The Wahiawa Urban Design Plan was formulated through a community-based approach coordinated and supported by the City's Planning Department and its consultants. As a community-based effort, much of the impetus for the direction of the plan and its scope came from the Wahiawa Urban Design Plan Task Force. The membership of the Task Force is included in Appendix A. The chronology of activities undertaken by the Task Force is summarized in Appendix B. Minutes of the Task Force meetings are included in Appendix C.

Alternative Concept B:

- Intent is to provide further enhancement of the streetscape. Within the road right-of-way, improvements cou'd include sidewalks enhanced with patterned paving, street trees - including trees in new planters placed in the street parking lane where possible, theme street lighting, and theme street furniture (benches, trash receptacles, etc.).
- Improvements in private property fronting Kamehameha Highway could include a low screen wall of unified design with an associated planting area along the sidewalk and spaces for street trees.

Street Corner: (see Figure 13)

- Intent is to enhance the major street corners. Major vertical elements such as Royal Palms could be introduced to create a strong visual image.
- Architectural elements such as a variation of the low wall design could be integrated with business signs or signs about Wahiawa, enhanced with landscaping to create a more attractive treatment.

Streetscape: (see Figure 15)

- Intent is to enhance the streetscape and consequently the storefront areas along the other major streets, including California Avenue, Kilani Avenue, North Cane Street, and Wilikina Drive to create a more pedestrian-friendly and visually attractive street environment.
- Improvements within the road rights-of-way could include infill of street trees placed in street parking lanes where possible, patterned sidewalk paving to provide an enhanced surface, and theme street lighting and furniture.
- Further enhancement of storefront areas on private property could be achieved through encouraging unified signs (using a designated palette of colors and graphics) and architectural treatment. (This is discussed in more detail under "Building Character/Redevelopment Potential").

Town Center: (see Figure 17)

- Intent is to create a "visual" focal point in Wahiawa town; in a sense, a variation o traditional public town square.

Task Force Meeting No. 3 - February 19, 1997:

- Distribution of updated Task Force membership list to include State Senator Robert Bunda, Councilmember Rene Mansho, and State Representative Marcus Oshiro.
- Discussion of the April 3, 1997 Wahiawa UDP Community Workshop format.
- Presentation and discussion of proposed illustrated concepts prepared for four categories which correspond to the four Wahiawa UDP objectives and associated policies: 1) Highway Signs to Wahiawa; 2) Gateways to Wahiawa; 3) Streetscapes of Wahiawa; and, 4) Building Character/Redevelopment Potential.

Community Workshop - April 3, 1997:

- An "open house" community workshop was held at the Kaala Elementary School Cafetorium to elicit comments from the community on proposed urban design concepts for Wahiawa to be considered in setting the direction for development of the UDP. Approximately 60 people attended the workshop.

Task Force Meeting No. 4 - May 8, 1997:

- Presentation by Councilmember Rene Mansho of the Hawaii Enterprise Zone Program.
- Presentation, discussion and recommended action by the Task Force of comments received at the April 3, 1997 community workshop.
- Presentation of an overview of the State Department of Land and Natural Resources Division of Forestry and Wildlife's Kaulunani Urban Forestry Program by Ms. Teresa Trueman-Madriaga, Program Coordinator.

CHRONOLOGY OF ACTIVITIES
WAHIAWA URBAN DESIGN PLAN TASK FORCE

Task Force Meeting No. 1 - November 7, 1996:

- Introduction of the City Planning Department project staff and project consultant Wilson Okamoto & Associates, Inc.
- Overview of the Central Oahu Development Plan (DP) revision program of which the Wahiawa Urban Design Plan (UDP) is derived from.
- Overview of the Wahiawa UDP work program process and schedule.
- Mobilization of the Wahiawa UDP Task Force membership.
- Establishment of the Wahiawa UDP planning boundaries.
- Identification of project area elements for consideration in the UDP.

Walking Tour of Wahiawa Town - November 30, 1997:

- Members of the Wahiawa UDP Task Force, City Planning Department, and consultant Wilson Okamoto & Associates, Inc. participated in a walking tour of Wahiawa town. The purpose of the tour was to identify key features and issues for consideration in the Wahiawa UDP.

Task Force Meeting No. 2 - January 15, 1997:

- Establishment of the Wahiawa UDP Task Force membership. Dr. Jared Kanemaru was elected as the Task Force Chairperson and Mr. Ben Acohido as the Task Force Vice Chairperson.
- Presentation and discussion of the Wahiawa UDP proposed goal, objectives and supporting policies.

Task Force Meeting No. 5 - July 17, 1997:

- Presentation, discussion and refinement of and action by the Task Force to the draft Wahiawa UDP recommendations for the four categories: 1) Highway Signs to Wahiawa; 2) Gateways to Wahiawa; 3) Streetscapes of Wahiawa; and, 4) Building Character/Redevelopment Potential. Representatives of key State and City government agencies were in attendance to respond to questions and concerns of Task Force members.
- Discussion of the format of the August 21, 1997 Wahiawa UDP Community Workshop No. 2.
- Presentation of the status update of plans for the new McDonald's building in Wahiawa by Mr. Thomas Meeder of McDonald's of Hawaii.

Community Workshop No. 2 - August 21, 1997:

- A Community Workshop No. 2 was held at the Leilehua High School Cafetorium to elicit comments from the community on the draft Wahiawa UDP recommendations for the four categories: 1) Highway Signs to Wahiawa; 2) Gateways to Wahiawa; 3) Streetscapes of Wahiawa; and, 4) Building Character/Redevelopment Potential. Approximately 65 people attended the workshop. Workshop participants were provided an opportunity to sign up to assist in the implementation of recommended UDP projects.

Task Force Meeting No. 6 - December 3, 1997:

- Presentation, discussion and recommended actions by the Task Force of comments received at the August 21, 1997 Community Workshop No. 2 for inclusion in the final Wahiawa UDP report.
- The City Planning Department provided initial directions to the Task Force in implementing the recommendations of the UDP. Task Force members were provided an opportunity to sign up to assist in the implementation of recommended UDP projects.

WILSON
OKAMOTO
& ASSOCIATES, INC.
ENGINEERS
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Mailing address:
P.O. Box 3530
Honolulu, Hawaii 96811

3383-02
November 7, 1996

MEETING MEMORANDUM

SUBJECT: Wahiawa Urban Design Plan
Orientation Meeting

November 7, 1996, 7:00 PM
Wahiawa Recreation Center

ATTENDEES:	Cheryl Soon	City Planning Department
	Gary Okino	City Planning Department
	Lowell Chun	City Planning Department
	Matt Higashida	City Planning Department
	Rene Mansho	City Councilmember
	Marcus Oshiro	State Representative
	Daniel Nakasone	Wahiawa Community Business Association (WCBA)
	Libby Smithe	WCBA
	Martha Peterson	WCBA
	George Kagehiro	WCBA
	Marcia Sumile	WCBA
	Suzanne Peterson	Peterson Farm
	Jared Kanemaru	Wahiawa Resident
	Anthony Williams	Wahiawa Lions
	Harold Diamond	Wahiawa Lions
	Stephen Maddox	McDonalds Wahiawa
	Susumu Ota	Wahiawa Resident
	Jim Shimokusu	Wahiawa Rainbow Club
	Eric Bello	Bello's Millwork
	Mary Bello	Bello's Millwork
	Earl Matsukawa	Wilson Okamoto & Associates, Inc.
	Frances Yamada	Wilson Okamoto & Associates, Inc.

Information Items:

1. Ms. Soon opened the meeting by introducing the City Planning Department's team and consultant Wilson Okamoto & Associates, Inc. Self introductions were made by those in attendance.

2. Ms. Soon explained that the Wahiawa Urban Design Plan (UDP) is derived from the Central Oahu Development Plan (DP) revision program. She indicated that public review comments were received on the draft DP last summer. The revised draft DP will be presented to the Wahiawa community prior to it being presented to the City Planning Commission and City Council.

WILSON
OKAMOTO
& ASSOCIATES, INC.

3383-02
Meeting Memorandum
November 7, 1996
Page 2

3. Mr. Chun explained the UDP's work program process and schedule. There are three phases of the project: 1) inventory urban design features/formulate alternative urban design concepts; 2) preparation of the Draft UDP; and 3) preparation of the Final UDP. The planning process will include five task force meetings, one community workshop, and one community meeting.

4. Mr. Chun discussed the project's task force. Consensus was reached that all community members in attendance at the meeting would be included on the task force. Mr. Chun requested from the group the submittal of additional names to be included on the task force, indicating that a membership of 18 to 20 persons should be used as a standard guideline. A list of potential names was presented to Mr. Chun who indicated that the City will review the names for representation.

5. Mr. Matsukawa initiated discussion for establishing the UDP's planning boundaries and indicated that as a start, the boundaries depicted on the aerial photo include the business core.

6. Mr. Matsukawa opened up the meeting to discussion and the following comments/questions were raised by various attendees:

   a. How close will the City work with the State concerning the Civic Center? Discussion of the Civic Center has been going on for years. Due to the Civic Center's location, there was a suggestion that the City get this going as it will help the economy (stores), post office, and hospital as well.

      Mr. Okino responded that the State Department of Accounting and General Services (DAGS) is responsible for implementation of the State Civic Center. The City has little control over this. He pointed out that there is a Satellite City Hall in Wahiawa. Mr. Okino explained that the UDP will identify improvements that can be implemented to enhance Wahiawa. Mr. Chun suggested that an urban design plan can create an overall framework capable of receiving the Civic Center.

   b. The Plan should accommodate the military as they are an important part of Wahiawa.

LESHER • CHEE • STADLBAUER, llc

Real Estate Valuation
Arbitration
Consulting
Going Concern Valuation
Market Research

July 10, 2001

Mr. Kurt H. Mitchell, AIA
C/O Mr. Ronald H. Maeda, AIA,
KOBER/HANSSEN/MITCHELL ARCHITECTS
Harbor Court
55 Merchant Street, Suite 1400
Honolulu, HI 96813

Re: Wahiawa Area Redevelopment/Civic Center Master Plan, Wahiawa District, County of Honolulu, Island of Oahu, State of Hawaii

Dear Mr. Mitchell:

Please find attached a market study concerning the proposed development of the new Wahiawa Civic Center. This facility is proposed to be located on a parcel of land fronting California Avenue between Lehua Street and North Cane Street in Wahiawa Town. The proposed improvements will replace an existing, but inadequate, facility also referred to as the Wahiawa Civic Center, in addition to various temporary structures. It is our understanding that the proposed facility will largely be tenanted by a mixture of State of Hawaii and City and County of Honolulu agencies.

This market study was prepared without benefit of any specific design nor tenanting assumptions. Accordingly, our findings were intended to provide a broad overview concerning the dynamics surrounding the introduction of a new civic center into the Wahiawa area, as well as this particular site. This market study was prepared under the perspective prevailing as of the date of this letter – July 10, 2001.

Our findings are provided following.

Pioneer Plaza
900 Fort Street Mall
Suite 1680
Honolulu,
Hawaii 96813

Ph. (808) 524-1511
Fax (808) 524-1606

info@lcs-consulting.com

Respectfully Submitted,

Steven D. Chee, MAI for
LESHER CHEE STADLBAUER, LLC

MARKET STUDY OVERVIEW

In the preparation of the preliminary master plan, Kober/Hanssen/Mitchell Architects (KHMA) engaged Lesher Chee Stadlbauer, llc to prepare a market study providing KHMA with baseline market data that will be employed as a guide to forecast the possible impact of the new civic center on the Wahiawa Area Redevelopment plan as well as the community at large. The new civic center is proposed to be situated on a parcel of land fronting California Avenue between Lehua Street and North Cane Street in Wahiawa Town, located in the Wahiawa District of the County of Honolulu. The proposed civic center development site is situated adjacent to the Wahiawa General Hospital and is within walking distance to existing commercial support services. The proposed improvements will replace an existing, but inadequate, facility also referred to as the Wahiawa Civic Center, in addition to various temporary structures.

To this end, KHMA have identified the following as key elements of the market study:

- Determine existing baselines of market types, market lease rents and property values in the surrounding market area.
- What current governmental services are currently housed on-site and in surrounding developments and which could potentially be relocated to the Civic Center.
- The influences of the Civic Center on the surrounding properties, including lease rents and property values.
- Complementary business, services, etc. that would benefit by being in close proximity to the Civic Center.

Following, Lesher Chee Stadlbauer, llc presents their findings and conclusions. Our findings have been presented in the following order:

Section I:	A comprehensive overview of the Wahiawa/Whitmore area, including a discussion on area demographic trends.
Section II	A comprehensive overview of the Wahiawa business district, which also addresses current prevailing market conditions in the business district.
Section III	A detailed description of the civic center site and immediate surrounding area.
Section IV	An overview of government agencies currently located in Wahiawa and a survey of their respective service areas.
Section V	A discussion on the potential impacts of a new civic center on the surrounding business district.
Section VI	Results of an opinion survey of the Wahiawa community concerning development of a new civic center.

EXECUTIVE SUMMARY

Our primary findings and conclusions are summarized following.

- Wahiawa contains all the elements of a true community (versus a suburb or neighborhood). In addition to an interesting history, Wahiawa has an identifiable economic base, a significant commercial district, residential neighborhoods, supportive services (such as a hospital, schools, and churches) and recreational facilities. Unlike the urban sprawl of lower Central Oahu, Wahiawa also has relatively clear geographical boundaries.
- Historically, Wahiawa's population growth and economic base has been dependent upon the agriculture industry and the military. While the agriculture industry in Hawaii has been in continual retreat since the 1970s, pineapple and other diversified crops continue to be grown in Wahiawa. Despite drastic downsizing in the military over the 1990s (resulting in an overall decrease in Wahiawa's population since 1990), Schofield Barracks continues to be an integral component to the military's defense strategy. Wahiawa can be characterized as a mature, stabilized community; however, it does not appear to enjoy outstanding potential for growth.
- The Wahiawa Business District is comprised of 168 commercial properties containing approximately 810,000 square feet of improved building area. These properties are typically smaller properties under 5,000 square feet in area and are primarily owned in fee simple. Much of the inventory is comprised of older improvements, many of which have not been well maintained. Of the total amount of building area, approximately 624,000 square feet is considered to be office and retail space. The current vacancy rate is believed to be between 6% and 10%. In terms of the current commercial real estate market, the available indicators suggest this market to be stable and in-balance. As noted, there does not appear to be significant demand for new businesses entering Wahiawa. However, while a level of vacancy does exist, there appears to be limited availability of quality office and retail space.
- Unless there is a shift in the overall dynamics, land use trends over the last 20 years in the Wahiawa business district will likely continue. Older properties will continue to age with minimal reinvestment expected. A certain amount of redevelopment will occur but the nature of the tenant base is not expected to change. It appears that successfully attracting more visitors headed to and from the North Shore may be a possible solution to increasing reinvestment into the business district.
- The existing government agencies located in Wahiawa serve not only the Wahiawa community but selected agencies also serve the Central Oahu region as well as the North Shore. Hence, Wahiawa is a proven location for providing government services on a regional basis.

- It was determined that much of the existing governmental agencies in Wahiawa could be successfully be integrated into a new civic center. Development of a new civic center was considered to be a definite upgrade over the existing use of the site and would be a benefit to the surrounding properties. However, developing a new civic center and increasing the intensity of site use by tenanting such a facility with various government agencies may also involve potential negative impacts. Increased traffic congestion and loss of street parking may occur. Also, if certain government agencies currently leasing space in private properties were to vacate, Wahiawa's commercial real estate market may be negatively impacted.
- The proposed site of the new civic center was concluded to be particularly well suited for this use. The civic center site features a highly centralized location, which is in very close proximity to Central Oahu's primary health care facility, Wahiawa's largest retail development, its regional public park, public library and post office. Furthermore, the site is currently improved with the existing civic center and is occupied by a variety of government agencies.
- The findings of a community opinion survey indicate that the respondents overwhelmingly support the need for a new civic center serving Central Oahu and the North Shore. The vast majority of respondents also considered Wahiawa and the proposed civic center site as being appropriate. However, the opinions of respondents were more mixed in terms of their perceptions on the impact of Wahiawa and the business district. Recurring comments involved an increase in traffic congestion, loss of parking and the cost of development.

OVERVIEW OF GOVERNMENT SERVICES IN WAHIAWA

Research was conducted to identify the City and County of Honolulu and State of Hawaii governmental agencies currently established in the Wahiawa/Whitmore area. Emergency services (fire and police) were excluded from this survey. The effective service areas for the Wahiawa/Whitmore agencies were also determined.

WAHIAWA/WHITMORE GOVERNMENTAL AGENCIES MAY 2001

AGENCY NAME	GOVERNMENT SECTOR	CURRENT ADDRESS
Wahiawa Satellite City Hall	C & C of Honolulu	330 North Cane Street
Wahiawa Public Library	State of Hawaii	820 California Avenue
Wahiawa Central Oahu Treatment Services Section	State of Hawaii	910 California Avenue
Wahiawa Nursing Office	State of Hawaii	910 California Avenue, Room 119
Wahiawa WIC Program	State of Hawaii	830 California Avenue
Wahiawa First-To-Work	State of Hawaii	1008 California Avenue, Bldg. B
Family and Adult Services Division - Wahiawa Unit	State of Hawaii	929 Center Street
Wahiawa District Court	State of Hawaii	1034 Kilani Avenue
Wahiawa Early Childhood Services Program	State of Hawaii	330 Walker Avenue
High Core Program Learning Opportunity Academy	State of Hawaii	801 Center Street
Central Oahu District Annex - DOE	State of Hawaii	1136 California Avenue

Source: Lesher Chee Stadlbauer, llc

Phone interviews were conducted with representatives of each agency. The information gathered through these interviews include, nature of the services provided, the nearest similar agency on Oahu, and the extension of the service areas and communities located within these service areas.

Wahiawa Satellite City Hall

This City and County of Honolulu agency is located at 330 North Cane Street. This facility provides motor vehicle registration and transfer of ownership services; accepts water bill and real property tax payments; issues bus passes, picnic and camping permits, dog licenses, spay/neuter certificates, and bicycle and moped registration; information and applications for disabled vehicle parking permits and handivans, voter registration, child labor for under 16 years of age, bus schedules, and city job recruitments. The nearest City and County of Honolulu satellite city halls are located in the communities of Waipahu and Kaneohe. The Wahiawa Satellite City Hall services the following area: the North Shore to Kahuku town, and Central Oahu to Waipio Acres. Communities in the selected service area include: Kahuku, Waimea, Haleiwa, Waialua,

Wahiawa/Whitmore, Mililani, Waipio Acres and Waipio Gentry.

Wahiawa Public Library

This State of Hawaii agency is located at 820 California Avenue. Services provided include adult and children reading programs. The nearest State of Hawaii public libraries are located in the communities of Waialua and Mililani. The service area extends from Waialua to the north and Mililani to the south. Communities in the selected area include: Waialua, Wahiawa/Whitmore, and Mililani.

Wahiawa Central Oahu Treatment Services Section

This agency is operated under the State of Hawaii's Department of Health, is located at 910 California Avenue. The facility provides services for those with mental illness, including outpatient services and outreach services. The nearest State of Hawaii mental health treatment centers are located in Haleiwa and Pearl City. The service area extends from Waimea on the North Shore to Crestview in a SE direction. Communities in the selected service include: Waimea, Haleiwa, Waialua, Wahiawa/Whitmore, Mililani, Waipio Acres, Waipio Gentry and Crestview.

Wahiawa Nursing Office

This State of Hawaii's Department of Health agency is located at 910 California Avenue, Room 119. It is a satellite substation to the main facility located in Pearl City. The office offers health related medical services to the public, including the at-risk and frail segments of the population. These services include school health nursing services, TB testing, immunizations for residents up to 18 years old, and clinic services. Service to schools in the community (both public and private) includes supervision of school health aids. The nearest similar facilities are located in Pearl City and Kaneohe. The service area encompasses the North Shore up to and including Waimea, the Wahiawa/Whitmore area, and south down to and including Mililani. Communities in the selected service area include Waimea, Haleiwa, Waialua, Wahiawa/Whitmore and Mililani.

Wahiawa WIC Program

This State of Hawaii Department of Health agency is located at 830 California Avenue. The WIC (Women, Infant and Children) Program provides

educational services for pregnant women and children up to 5 years of age. The nearest similar facilities are a satellite facility in Haleiwa and a clinic in Waipahu. The service area is the Wahiawa/Whitmore area, and south through the town of Mililani.

Wahiawa First-To-Work Unit

This State of Hawaii Department of Human Services agency is located 1008 California Avenue, Building B. Services provided include employment education and training for welfare clients with the assistance of the Department of Labor. The closet facility is located in Waipahu. The service area encompasses the North Shore, the Wahiawa/Whitmore area, and south to Waipahu. Communities in the selected service area include: Kahuku, Waimea, Haleiwa, Waialua, Wahiawa/Whitmore, Miliani, Wapio Acres, Waipio Gentry and Crestview.

The Family and AdultServices Division - Wahiawa Unit

This State of Hawaii Department of Human Services agency, is located at 929 Center Street. Services provided include employment consulting, and medical, food stamp, and financial assistance for Welfare recipients. The nearest Benefit Employment And Support Services are located in Kaneohe and Waipahu. The service area covers the North Shore area to the Haleiwa side of Waimea, the Wahiawa/Whitmore area, and south to Miliani but not including that community. Communities within the service area include: part of Waimea, Haleiwa, Waialua, and Wahiawa/Whitmore.

Wahiawa District Court

The State of Hawaii judiciary is located at 1034 Kilani Avenue. Services provided include traffic and criminal court hearings, trials for petty misdemeanors and processing of traffic abstracts. The approximate service area or jurisdiction for the court extends from Haleiwa to Kaena Point, runs along the ridge of the Waianae Mountain and over to Mililani. Communities within the service area include: Haleiwa, Waialua, Wahiawa/Whitmore and Mililani.

Wahiawa Early Childhood Services Program

This State of Hawaii Department of Health program is located at 330 Walker Avenue. Services provided include special education services and speech, occupational, and physical therapy for children up to 3 years old. The other Early Childhood Services Programs are located in Lanakila, Pearl Harbor, and Kaneohe. The service area for the program covers the North Shore to Pupukea and south to Crestview. Communities within the service area include: Pupukea, Haleiwa, Waialua, Wahiawa/Whitmore, Mililani, Waipio Acres, Waipio Gentry, and Crestview.

High Core Program Learning Opportunity Academy

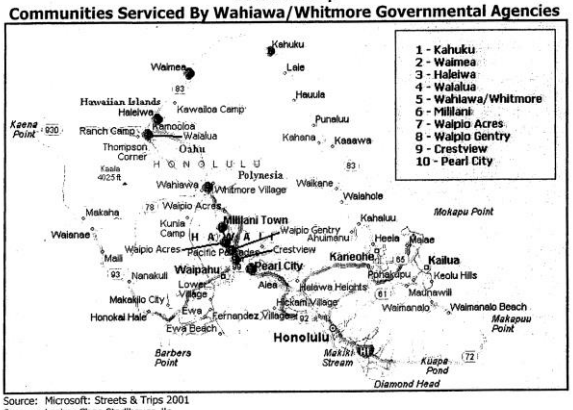
This State of Hawaii Department of Health agency is located at 801 Center Street. This program serves as the alternative learning center for students in the Central Oahu district. The service area for the program encompasses the area from Waialua to the north and south down to and including Waipio Gentry, with the majority of the students coming from the Mililani and Wahiawa communities. Communities within the service area include: Waialua, Wahiawa/Whitmore, Mililani, Waipio Acres, and Waipio Gentry.

Central Oahu District Annex

This State of Hawaii Department of Education agency is located at 1136 California Avenue. This program provides resources to teachers within the Central Oahu District. Similar facilities service the Windward, Leeward, and Honolulu areas on Oahu. The service area for the program extends from and includes Haleiwa to the north and south to and including Pearl City. Communities within the service area include: Haleiwa, Waialua, Wahiawa/Whitmore, Mililani, Waipio Acres, Waipio Gentry, Crestview, and Pearl City.

The following map and chart exhibit the ten communities within the service areas of the Wahiawa/Whitmore governmental agencies.

Location Map
Communities Serviced By Wahiawa/Whitmore Governmental Agencies

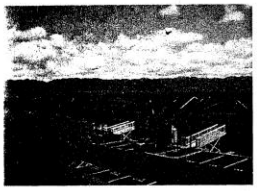


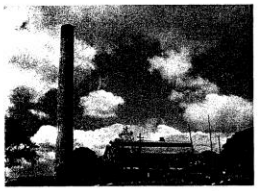
Source: Microsoft: Streets & Trips 2001
Source: Lesher Chee Stadlbauer, llc

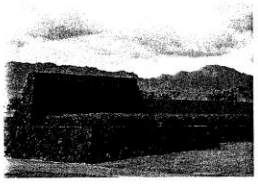
The chart below exhibits communities located within each respective service area.

AGENCY	COMMUNITIES SERVED
Satellite City Hall	1-8
Wahiawa Public Library	4-6
Central Oahu Treatment Services Section	2-9
Wahiawa Nursing Office	2-6
WIC Program	5-6
First to Work	1-9
Family and Adult Services	2-5
District Court	3-6
Early Childhood Services Program	3-9
High Core Program Learning Opportunity	4-8
Central Oahu District Annex - DOE	3-10

Central Oahu Sustainable Communities Plan







Department of Planning and Permitting
Honorable Jeremy Harris, Mayor
February 2002

- Visual and physical connections between Waipahu Cultural Garden Park, the old commercial core and significant adjoining areas and roadways should be strengthened.

- Significant views should be preserved, including views of the Koolau and Waianae Mountain Ranges from along Farrington Highway, views of Pearl Harbor from Farrington Highway in the vicinity of Waipahu High School, the view of the Waipahu Sugar Mill from the Waipahu Cultural Garden, and the view of the Waianae Mountains from the Waipahu Cultural Garden.

- Mature trees should be preserved.

3.6 WAHIAWA TOWN

Wahiawa's historic role as a stopping point for people traveling to and from the North Shore has been eroding as a result of improvements in the highway system and the residential development of areas around Pearl Harbor and on the Ewa Plain.

Wahiawa's role as a regional center for Central Oahu has been diminished by the development of major new towns and residential areas such as Mililani Town and Melemanu Woodlands. Its commercial areas have had difficulty competing with the shopping centers of the newer communities and the major new "big box" retailers in power centers at Mililani, Waikele, and Pearl City.

Wahiawa has also been affected by the decline in both the pineapple and sugar industry and changes in military force levels at Schofield Barracks and Wheeler Army Airfield.

3.6.1 GENERAL POLICIES

Earlier planning efforts which considered Wahiawa's development include the **Central O'ahu/North Shore Regional Plan** (July 1993) and the **Wahiawa Town Master Plan** (1994).

Beginning in 1996, the Planning Department (now the Planning Division of the Department of Planning and Permitting) began working with a Wahiawa Urban Design Task Force, comprised of various community businesses, organizations, and elected representatives to formulate an urban design plan for Wahiawa as part of its Central Oahu *Sustainable* Communities Plan revision program.

Wahiawa and Waipahu had been identified as areas needing Special Area Plans, plans providing more detail than is provided in the *Sustainable* Communities Plan (see Chapter 5). It was agreed that the Special Area Plan for Wahiawa should take the form of an urban design plan.

A number of community meetings and public workshops were held during 1996 and 1997, and in August 1998, the **Wahiawa Urban Design Plan** was transmitted to the City Council. The following general policies are drawn from the **Wahiawa Urban Design Plan** and earlier community-based planning efforts.

Key Policies. Wahiawa should build on the strength of its stable and attractive residential areas and protect and enhance its unique characteristics:

3.6.1.1 Maintain and Enhance Wahiawa's Plantation Heritage and Rural, Small-Town Atmosphere. The scale and feeling of Wahiawa as a small town should be maintained. Wahiawa's plantation heritage and "country town" atmosphere give it a character that is not found in newer master planned communities. Commercial and civic buildings and residential neighborhoods which reflect the town's plantation heritage and multi-cultural roots should be preserved. The quality of the living environment offered by existing single-family residential areas should be maintained and protected.

3.6.1.2 Enhance Wahiawa's Role as a "Gateway" Between Town and Country. Wahiawa has historically been the boundary between the urban growth of Central Oahu and the broad vistas of the agricultural and rural areas of the North Shore. This role should continue with Lake Wilson and Kaukonahua marking the northernmost extent of urban development in Central Oahu. Appropriate gateway entry features should be established on Kamehameha Highway at both the northern and southern entrances to Wahiawa.

3.6.1.3 Enhance the Town Core as a Setting for Social, Civic, and Commercial Interactions. Wahiawa's State and County offices have historically provided services to both upland Central Oahu and to North Shore communities, and played a role as a regional civic and shopping center. Wahiawa's civic center should be strengthened by consolidating public services and encouraging the location of more social and community service organizations in the town. In addition, the character and role of Wahiawa's business area as a community shopping district and regional service center should be maintained and enhanced in order to encourage Oahu residents and visitors to discover what Wahiawa has to offer.

3.6.1.4 Protect and Enhance Forest and Lake Features. Wahiawa's unique forest and lake features should be protected and enhanced. Wahiawa is unique because it is a town surrounded by forest, it has a forest within town in the tree-lined gulch that courses through the center of town, and it borders on Lake Wilson which provides special views and recreational opportunities. Public-private partnerships should be pursued to explore opportunities to redevelop commercial and residential areas on the Town side of the northern and southern gateway entry points (where Kamehameha Highway crosses Lake Wilson) to take advantage of shoreline views and make the shoreline more accessible and enjoyable to the public while reinforcing the integrity of the Wahiawa Town Center.

Exhibit 3.4 shows the town's business district and civic center, as well as other major land uses within Wahiawa.

3.6.2 GUIDELINES

This section provides guidelines for the development of the business district, civic center, and residential areas; for improvement of circulation; and for preservation of open space and views.

3.6.2.1 Business District

- Wahiawa's historic "identity" should be re-established within a "Town Center" located along Kamehameha Highway in the vicinity of California and Kalani Avenue.

- Existing structures that reflect the historic character of Wahiawa should be maintained and restored where possible, and adaptive reuse encouraged where necessary to ensure their continued viability and use.

- Redevelopments should reflect an architectural theme consistent with the historic character of Wahiawa. The architectural character of new buildings and of the building renovations should be compatible with historic buildings in the area and reflect the town's plantation heritage.

  - Open space and landscaping should be provided to reinforce the historic character of Wahiawa.

  - Distinctive and attractively landscaped gateway features should be established at each of the Kamehameha Highway entries to the town to reinforce a "sense of arrival" along these approaches.

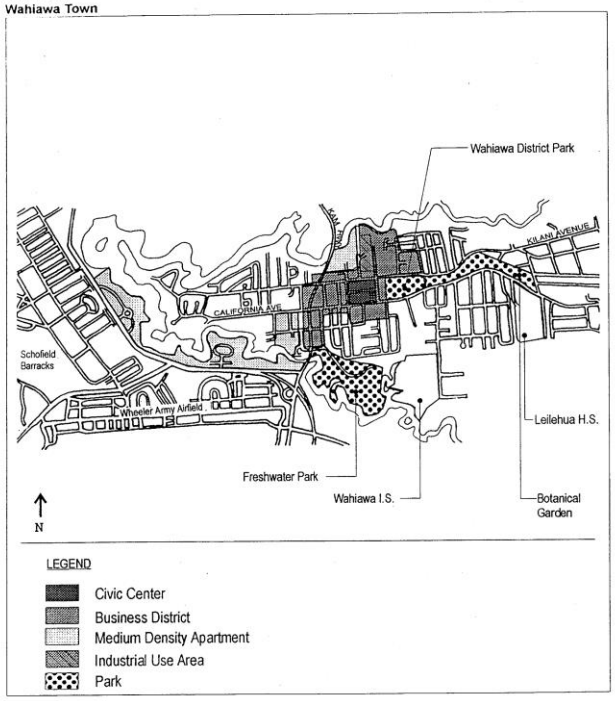
  - New commercial uses should be encouraged to in-fill on vacant and underutilized parcels within Wahiawa's existing business district. Expansion of the district is not needed and should be avoided.

  - Repair shops, storage and similar uses which provide needed services should continue to be allowed, but should be confined to the town's existing industrial area between Palm and North Cane Street. Buffer landscaping and similar edge treatments should be provided to minimize impacts on adjoining areas.

  - Building heights should generally be in keeping with Wahiawa's small town scale. However, some flexibility should be given for public buildings, such as government offices and churches, in order to allow for designs that create symbols of identity for the community.

  - The location of parking areas behind commercial establishments should be encouraged in order to improve the pedestrian environment and appearance of the streetscape.

Exhibit 3.4
Wahiawa Town



- The visual appearance of business developments should be upgraded through building facade improvement programs and through the greater use of shade trees within parking areas and of landscape buffers between parking areas and adjoining streets.

3.6.2.2 Civic Center

- Expansion of existing government facilities and community services should be welcomed and encouraged. To the extent possible, these uses should be clustered within and bordering the area bounded by California Avenue, North Cane Street, Kilani Avenue and Lehua Street.

- Parking for civic center and Wahiawa General Hospital users should be expanded and consolidated within a multi-level parking garage located on Center Street.

- The Wahiawa Satellite City Hall should be relocated adjacent to the police station.

- Available setback areas and open spaces should be landscaped and developed in a manner which gives the area a unifying visual image and provides a "village green" for informal gatherings and relaxation.

3.6.2.3 Residential Areas

- The intrusion of apartment buildings or other incompatible uses into existing single-family residential areas should be prevented.

- The extensive use of street trees to enhance Wahiawa's rural character and image as a "town within a forest" should be maintained and extended into all of its residential areas.

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to speak in support of the measure, stating:

"In support, and I wanted to support what the Representative from Wahiawa said. I know this is particularly important for that community and I think that there are some differences between this and the PLDC, so I will be voting in strong support. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 215, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Thielen and Ward voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Aquino and Belatti, for the Committee on Public Safety and the Committee on Health, presented a report (Stand. Com. Rep. No. 1189) recommending that S.B. No. 972 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 972, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1190) recommending that S.B. No. 44, SD 1 pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 44, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Health, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1191) recommending that S.B. No. 71, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 71, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC SAFETY PROGRAMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1192) recommending that S.B. No. 682, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 682, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1193) recommending that S.B. No. 880, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 880, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCE OF IMPRISONMENT FOR SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF TWELVE YEARS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1194) recommending that S.B. No. 1016, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1016, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1195) recommending that S.B. No. 1183, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1183, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1196) recommending that S.B. No. 66, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 66, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1197) recommending that S.B. No. 1087, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1087, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. Mr. Speaker, this bill is something that when it was first talked to me about seemed like something that I was extremely supportive of. But concerns have arisen, Mr. Speaker, because some of the language within the bill allows the imposition of a green infrastructure fee which would go utility wide. The money that would be raised and the bonds that would allow members of the low income bracket, Mr. Speaker, access to be able to put PV systems on their homes, it doesn't exactly clarify how many. The estimates that were talked about in the initial phase could be anywhere from 10-20,000 homes.

"The reason why I'm concerned, Mr. Speaker, is that I have a 69-year-old widow who lives next door to me in Hauula, and this individual I believe would not qualify to receive a loan under this measure. But this individual would still be paying this green infrastructure fee for my family which would qualify for this loan.

"So, Mr. Speaker, I'm concerned that the 69-year-old widow who lives next door to me will be funding the benefits that I would be receiving next door, Mr. Speaker. Because it seems like it's not clear exactly whether everyone in the low income bracket will have access to the benefits of this measure, Mr. Speaker, but we know for sure that everybody will be paying the fee. So I don't want to be taking any money from 69-year-old widows to benefit any other person because I know it still hurts that person, Mr. Speaker. For those reasons, because there isn't exactly clarity on who will benefit, how they will benefit.

"Also, I have concerns with some of the testimony that was given from HECO, Mr. Speaker, where they said that nobody's rates would increase. Well I did a calculation, at full effect with this measure, Mr. Speaker, there's the potential of about 40,000 homes being taken off the grid with the possibility of having their revenue stream, the payment that they would be making to HECO would be reduced potentially by 80%.

"I just did some of the rough calculations, Mr. Speaker, if someone's paying on average a bill of $250, that's over a year that revenue stream to HECO is reduced by about $96 million. And HECO says that that will not affect anything that's going on and I find that hard to believe, that if you reduce a business's revenue stream by $100 million year that it's going to have zero impact on the rates for everybody else. So until I have greater clarity on those questions, Mr. Speaker, I still have very strong concerns regarding this measure."

Representative Lee rose to speak in support of the measure, stating:

"Mr. Speaker, very briefly. Thank you, in support. I'd like to just note that this measure, let me be explicitly clear, does not raise fees. In fact it

has one of the greatest potentials I think of any of the bills we're passing this year to save money for our residents, in particular low income, middle income, etc. What the bill does is provide, well we don't need to go into that, we've had this discussion before, basically it provides a mechanism for up front financing to be able to put PV, etc., on people's homes.

"The fee in question, which is called the Green Infrastructure Fee, is being paid for out of the Public Benefits Fee, which is a fee that everybody pays on their electric bill right now whether you're a 69-year-old grandmother, brand new tenant, whatever. That money goes to pay for renewable resources, energy reduction, etc. What this bill would do is take a portion of that fee that's currently paid already, give it a new title called the Green Infrastructure Fee, and use it to implement the purposes of this bill.

"The program criteria for who specifically is going to be in receipt of this money to be able to put PV on their homes and things like that has not been written yet. That is the next step. This is an enabling bill that will allow the PUC and the state to move ahead with creating that program and moving forward.

"The money that HECO currently uses and receives that is lost every time somebody puts a PV system on their homes actually in large part goes to pay for oil costs. The production of electricity, which if someone is not using it will over time gradually be reduced.

"But everybody continues to pay a portion of the Infrastructure Transmission Fee in the form of a base rate which no matter how much you get off the grid you'll still have to pay for because you're still connected to the grid and that's used to continue to pay for transmission, infrastructure upgrades and everything else that HECO is tasked with doing. Thank you very much."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Just with slight reservations. I think it's a good program, I think it's innovative and going to be a good idea in the long run. I do have similar concerns as the Representative from Hauula. I think that he raises a good point that if there is a loss to HECO, there is a possibility of them increasing the PBF. So, the PBF is in here and right now we're paying that and it shouldn't technically increase fees but there's a possibility of the PUC reevaluating that if there are losses. So that's just my concern. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of this measure. I ask that the words of the Chair of Energy and Environmental Protection be inserted as my own.

"I think this is one of the best energy diversification renewable energy policies that will come out of this Legislature. It's similar to what we looked at over the last several years of creating a type of green energy bank using the public's money.

"In this case, through the online assessment that we're currently paying on our monthly utility bills. Using that pot of money right now instead of doing rebates, credits to purchasers of utility based demand-side appliances. Using some of that money, about $300 million a year, using that and leveraging that with the issuance of bonds at pretty competitive rates. Having a good reliable stream of income to service those bond payments will enable this program to have the means to provide loans to most of my constituents who are of more moderate means in our community, so they can take advantage of solar systems, photovoltaic systems, that many of the more affluent folks are currently taking advantage of.

"I'd like to also submit further written comments. But again I think this is one of the best measures I think of this Legislature. So I hope we can get this measure out. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, thank you for permission to submit these additional remarks in support of this important measure.

"As I have stated previously, this bill could be one of the most important energy policy decisions for Hawaii of the last decade. The reason I say that is, this measure, upon full execution and application will provide the financial means for common folks and families of low to moderate means the ability to share in the benefits of renewable energy water heating and cooling and electrical production through low-interest loans and low-interest payments on the purchase of a solar or photovoltaic system.

"It has been conclusively demonstrated that the up-front costs of purchasing and installing 'green' energy solar systems have been a barrier for many households to acquire energy saving and producing equipment. As such, those of modest means or who lack access to capital or have unfavorable credit ratings were not able to take advantage of the 'green revolution' and lower their energy costs and take advantage of Hawaii's favorable climate and solar energy production capacity. Likewise, nearly half of Hawaii residents are 'renters' and not-for-profits whom renewable energy credits are inapplicable or irrelevant.

"Through the use of the current on-bill financing program being proposed by the PUC, there is a financing model that could provide predictable and sufficient funds to provide the capital for securitization and leveraging of bond financing. This means that present funds of the public benefit fund can be tapped to provide low cost capital and leveraged to sell low interest revenue bonds to fund a low cost/interest program for homeowners, not for profits, landlords/tenants, and others currently left out.

"For example, one financial model could allow for the loan of about $8 million from the Public Benefit Fund to the Hawaii Green Infrastructure Special Fund, which in turn could take out of 'loan,' in the form of revenue bonds, of about $100 million at a very low interest rate. According to DBEDT, this may translate into the installation of between 5,000-10,000 solar Photovoltaic installations or 25-50 MW. Revenue from the current and future electrical rate payers through the on-bill charges would be a sustainable and predictable stream of cash to service the revenue bond costs and be viewed by financiers as a safe and secure investment, thereby lowering the risk and interest rates. This means that the proceeds can be used as low cost loans to qualified consumers, many of whom will be ratepayers themselves and able to demonstrate a reliable payment history as either homeowners or renters.

"As I see it, this is a 'triple-bottom line' investment of our public funds:

(1) Homeowners of modest incomes and renters gain access to eventual free electricity via affordable monthly payments;

(2) Hawaii become less dependent on non-renewable fossil fuels; and

(3) Solar and photovoltaic industries are supported directly through more installations and servicing opportunities.

"The third 'win' is especially important as we seek to curb and rein in the current renewable energy tax credit that all agree is rife with abuse and disadvantageous to those of modest incomes and means and most not-for-profits and renters.

"Finally, I applaud the Governor and his Directors of Business, Economic Development and Tourism, and Budget and Finance for taking the risk and seeking to 'think outside the box' in this innovative and useful financing mechanism that uses public funds to leverage private capital and use said proceeds to provide low interest loans to qualified homeowners, not-for-profits, landlords, and renters. It gives me great pleasure and quiet pride to finally see our state government use our vast public funds and the inherent powerful banking principles retained by the State of Hawaii for the sole purpose of promoting the interest of Hawaii's residents and taxpayers."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, the mantra of my office for the last six years has been 'solar on every roof.' Let's get on with it, let's do it. This is one of the mechanisms to do it. It's almost as good as the PACE bill

but this is kind of a pilot because $200 million is going to leverage us maybe 10-15,000 houses. We've got about 400,000 houses we need to do to become a national and world leader. So it's a good beginning.

"The promises I've had from DBEDT, or at least discussion with the experts, is that this PBF, this Public Benefits Fund, will be bifurcated as the Chair indicated earlier. But they equivocated when I said, so it's going to be a wash. You're going to take from the PBF and you're going to put it into green infrastructure fund and it's going to be same amount and it's not going to increase. You know how you say yes and your face looks like you're not sure when you're saying yes?

"So I would hold the Chair and the others to saying that if there's no increase, because the problem is Members, HECO never puts its rates down. Every time we get a good idea, the rates go up and people are saying, what are you guys doing? You want to help me but you're hurting me by helping me. So when we give our word that's it going to be a wash, we're not going take any PBF and add to it with this other surcharge, we're going to actually just bifurcate it. Let's stick with it, do it, but we've got to get solar on every roof, Mr. Speaker. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, once again in support with reservations. I'm looking here at the language of the bill, Mr. Speaker, and it says that in Section 269-B, it says, 'for the financing orders authorizes the following: the imposition, charging, and collection on behalf of the department of the green infrastructure fee, to become effective upon the issuance of the bonds.'

"Once again, Mr. Speaker, I can just, as the Representative from Hawaii Kai mentioned, every time we come up with a great idea we seem to stick it to the rate payers, and that's my concern, that this is another. Maybe if we could tighten up the language, Mr. Speaker, to effectively 'seal the deal' as far as it comes to making sure that this fee does not increase and that it is solely just a movement of the funds from currently within and that there will be no room for increasing the fee, Mr. Speaker. I think that would satisfy my concerns regarding this measure. It just seems to me that there's enough room there for this fee to be increased over time, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. Thank you."

Representative Lowen rose to speak in support of the measure, stating:

"In very strong support of this measure that I believe will reduce costs over time to rate payers if you're looking especially over the longer term. I would also like to request that the comments of the Representative from Waimanalo be entered as 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 S.B. No. 1087, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1198) recommending that S.B. No. 623, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 623, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and comments. Thank you. I have some concerns regarding this bill because some of the amounts are blank. The Tax Department did a ruling that went into effect this year that I think was very fair. There were a lot of complaints about multiple systems going in and multiple tax credits begin taken. The Tax Department actually capped it as our legislative intent and the original tax credits were, but they allowed multiple systems. And I don't hear the world screaming right now that it's not fair.

"So my concern going forward is parts in this new bill allow funds to be, it's really a production tax credit for the next 10 years. Costs are going down continually on these products. So my fear is that we're going to strap ourselves in for a long term expense that won't match the actual cost of these systems and it will actually hurt our state and we'll be spending more money for a tax credit 10 years out. So, thank you, Mr. Speaker."

Representative Hashem rose to disclose a potential conflict of interest, stating:

"Potential conflict. I'm a partner in a solar project," and the Chair ruled, "no conflict."

Representative Hashem then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My husband owns a solar company," and the Chair ruled, "no conflict."

Representative Fukumoto then asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote, brief comments. This tax credit phobia that we keep hearing about is all about this little zygote, this little industry that's not even born yet that has 1% of our lights coming out of PV and we want to slash and burn all of these tax credits which we fear is going to bankrupt us. Let's let the thing come alive, be born and let it grow, and then, say every 12 months when we meet here, hey let's temper this thing down rather than presumptively guessing what the industry has been doing and start tampering them down ahead of time before we actually have the roots and the growth of this PV industry.

"Of course it's going to cost some money. Of course we have to take some risks. But if we're going to use our natural resource, get off of that $6 billion a year in imported fuel, we've got to be serious about this industry. It started with a great bang and now it's going to end with a whimper if bills like this continue to be processed here. Thank you, Mr. Speaker."

Representative Takayama rose to disclose a potential conflict of interest, stating:

"A ruling on a possible conflict. My wife is a consultant with a solar generating company. Thank you," and the Chair ruled, "no conflict."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Coffman be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Coffman be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose to respond, stating:

"Mr. Speaker, still with reservations and a comment please. According to the testimony, this may cost us, in five years, $110 million according to DOTAX. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 623, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was referred to the Committee on Finance, with Representatives McDermott and Ward voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1199) recommending that S.B. No. 301, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 301, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 301, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Carroll and Cabanilla, for the Committee on Human Services and the Committee on Housing, presented a report (Stand. Com. Rep. No. 1200) recommending that S.B. No. 515, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 515, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations and a comment please. My reservations on this measure pertain to Part IV, the Return-to-Home program and setting up a special fund, and the Part V, temporary nighttime parking that was added into this measure, Mr. Speaker. Thank you."

Representative Brower rose to speak in support of the measure, stating:

"In support, Mr. Speaker. Everyone talks about the problem of homelessness but no one wants to try any out-of-the-box solutions. So we can't apply the same thinking that got us into this problem of homelessness. We can't use that same thinking to get us out of it because we're in a new paradigm. We have a different type of homeless that doesn't fit the traditional means of shelters. So I'm in support and will provide written comments and would encourage the Members to be open-minded."

Representative Brower's written remarks are as follows:

"Within the last decade, Hawaii's homeless problem has become one of the top challenges facing the state. Out of the 14,000 homeless individuals in the State of Hawaii, 9,000 of them reportedly live in Waikiki.

"Residents and visitors continue to share their health and public safety concerns about the homeless camping in parks, beaches, sidewalks, bus stops and other public spaces, despite vacancies in homeless shelters. More needs to be done to get the homeless off the streets and into their own homes.

"Homelessness requires both short-term and long-term solutions, such as efforts similar to S.B. 515. This bill provides funding to the Dept of Human Services and Dept of Health for various programs assisting the homeless.

"*Mahalo* for the opportunity to provide comments."

Representative Yamane rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. As a licensed social worker that worked with the homeless and has walked with them, talked with them, talked with families on the beach and their various programs, I'm confident that if you really want to address the homeless as open-minded as I am, then let's fund the programs that are existing and continue outreach rather than come up with new programs without the input and support of those that are providing the direct service currently. Thank you."

Representative Cabanilla rose to speak in support of the measure, stating:

"In support, Mr. Speaker. Last year we funded the homeless, reducing homelessness initiative with $63 million in terms of the current measures that we are doing now. That $63 million did not make a dent. We still have the same number of homeless people right now as it was. We can fund more money but we already know the result, it will be no impact whatsoever. So we should try other means.

"We don't want them in our parking lots, we don't want to return them to home. We don't want to build a safe haven. So what do we want? We end up with homeless people all over our state, all over our cities, all over our sidewalks and everywhere you look. So the point of saying that we don't want all this initiative, is saying we want the status quo. Is that what we really want? I don't think so, Mr. Speaker.

"We should be a Body that discusses solutions and enacting other solutions that might give us an impact. Doing nothing and sticking to what does not work is not what we are here for, Mr. Speaker. I ask that we move on and try other means, and see if this measure will help us all. Thank you, Mr. Speaker."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. It's no fun to be a homeless person. It degrades that person. You have to understand that the homeless are human beings just like us. So the first thing I did when I was elected to office was introduce a bill to help house the homeless. I just want you to understand that nobody wants to be homeless but it's just that sometimes people's income is not enough to cover for everything that they need and the first thing that is going to be let go is the homes. Food, clothing and everything else is what the family needs.

"So all I'm asking you folks is, put yourself in the shoes of a homeless person and you will understand how to be homeless. Let's help them big time and that's what I'm doing and I'm trying to do the best thing me and my family are doing, because we have experienced it for a short time, is to help people. Lets again be reminded that the homeless are human beings like us. So let's pass this bill out. Thank you."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of Senate Bill 515, Senate Draft 2, House Draft 1. First, I'd like to commend our House Committee on Housing for allowing a hearing on creative options at addressing homelessness. This issue, Mr. Speaker, is not a glamorous issue. It's an issue that many look down or look away from. Homelessness is a NIMBY issue, 'Not In My Back Yard.'

"It exists in every community, but few come forward to provide resources and our services in relation to the amount of homeless who need this assistance. As a Representative from an area where homelessness was extremely prevalent, thousands of individuals and families with infants, young children, resided on the sides of streets, in city and county parking lots, and along the beaches.

"We addressed this issue by providing both transitional and emergency shelters. The residents in the Waianae coast have come forward and helped be a part of the solution. Some residents were relieved that they would get their beaches back while others were reluctant to have a shelter near their home.

"But Mr. Speaker, inevitably they did come together for a solution. Many in these shelters were not from the Waianae coast, they were from other parts of the island, other parts of the state, other states and even from other countries. Many in the 43rd District as well as the 44th District have shared their concerns that if other communities did not come forward, more will be attracted to move to those areas where services are provided, such as in the Waianae coast. This bill provides solutions to areas where homelessness exists but spaces and funds are limited. For these reasons, Mr. Speaker, I rise in support."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Mr. Speaker, this measure does address homelessness. Housing First programs, which has been a successful program. Shelter in place, shallow subsidies, these are all effective measures. That's what this measure does address.

"My objection is to the two other inserted portions which are the Return-to-Home and temporary parking structures in the evening. I feel nonprofit organizations under private properties can handle these. I don't think the state should be moving forward in that direction. Currently our Interagency Council on Homeless does not support that, our Department of Human Services does not even support these particular initiatives.

"Yes, from the 44th District along with the 43rd District we have addressed the homeless issue in the last 13 years under the emergency proclamation during the last administration in 2003. It has been proven successful. But currently we are at the end of that toothpaste tube. I currently as of this past Saturday have 177 adult individuals and 42 homeless children living on 17 acres on Farrington Highway. Those need to be addressed by Housing First, Mr. Speaker. Those are successful programs.

"We do think out-of-the-box with these programs. We need to be proactive on what has been proven successful. Thank you very much, Mr. Speaker."

Representative Brower rose to respond, stating:

"Mr. Speaker, I would like to thank all the Members. There was some very thoughtful discussion on this issue. But we need to recognize, in my mind, there's two homeless. Homeless often with families, children, pets who are without lodging but do have the discipline to go into a shelter. But there has been no solution offered by government for the chronic homeless. These are people who refuse to go to the shelter, whether it's lack of discipline or they're more comfortable on the street.

"Unless we come up with a plan for the chronic homeless, then the only valid solution, because they are human beings, is to allow them to be in a camp site similar to how they're camping on the street. That's the only way that they will go somewhere where they're welcomed.

"So as I said before, I would encourage our homeless service providers to be open-minded but they have offered no solution on the chronic homeless. Thank you."

Representative Awana rose to respond, stating:

"Thank you, Mr. Speaker. I failed to include that also the Chair of Human Services had heard this measure in committee. In addition, I believe that we have a defective date, as well as the amounts that will be allocated for these programs have yet to be decided. So, I know that there's still a ways to go and I just hope that as we move forward with this measure many of the issues that were provided by those with reservations, we can close that gap. Thank you, Mr. Speaker."

Representative Cabanilla rose to respond, stating:

"Thank you, Mr. Speaker. I just wanted to emphasize that there are so many reasons why people are homeless and there are so many kinds of homeless people. So there should be a myriad of solutions to address their needs. We know that the solution we have now is not sufficient. And this bill doesn't strip all or doesn't strip the current measures that we now fund. They are still in place.

"The Housing First that we have passed two years ago has proven to have decreased that. This Body came up with that. It's not those outreach services, it's not the nonprofits that put this up, it's we in this Chamber that put up the Housing First, and it has proven. So let's try it again, the things that we come up with here in this Chamber. It has worked, Mr. Speaker, and I ask that we continue doing so. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Thank you, Mr. Speaker. It's been disturbing lately to see all the violence that we're seeing in the newspaper and on the mainland and see how people are hurting other people. When I think about this bill, I think about women and children that, maybe someone's lost a job, maybe they're escaping domestic violence and they're living in their car, and I can't imagine people wanting them in their car parked in front of a residential community. I can't imagine them being down an end of a road in rural Hawaii Island off on a road, a woman by herself or with children. It bothers me for their safety.

"I'd like to think that if we have these designated areas, not only can they go to them, but if they need services, there's an ability to interact with people that may come and offer services. But for me it's an issue of real safety for people that might be in harm's way. Thank you."

Representative Ing rose in support of the measure and asked that the remarks of Representative Brower be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose to respond, stating:

"Mr. Speaker, in opposition again. I feel compelled to make a few comments why I'm in opposition to this measure. Before coming here into the Legislative Branch and into the House, I worked with many of the homeless, on the Leeward coast, within many of our communities here that we represent right now. The funding that we provide is not adequate because a majority of the programs that I've worked with in the communities were not sufficient enough and we are trying to attack that.

"My big concerns lie within the area of allowing these temporary nighttime parking lots for homeless or those that need a place to stay. We do take responsibility for what we do as individuals. So, as a responsible legislator for my community, and understanding that we all do have large parking lots and we all do have areas of concern. We all need to look at that and we need to have further discussion.

"I would not object if they would have an area or a task force to look at it. To come into communities where these areas, open areas, can be used. But the concern is are we going to create an area or be a slum village or whatever term that may be there. We know that there's a big situation. There are creative ways to doing it. We should fund the programs we have because we are not doing it adequately.

"But we've got to understand that, we've got to look at where we are and it can be 'not in my backyard' but it's all our concerns because the number one rule is safety. Safety for our constituents, safety for everyone. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 515, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cullen, Fukumoto and Yamane voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1201) recommending that S.B. No. 69, SD 2, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 69, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

At 1:47 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:53 o'clock p.m.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape 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. I'd just like to add into the Journal that I wanted to thank the Chair of Public Safety for all the hard work he did on this bill. When the bill started there were a lot of concerns from people all over the state as we all got the emails. As the bill stands now, the bill is a fair bill and it also gives more time for the people who are registering guns to get the registration done. So, I'd like to thank the Chair of Public Safety and also say to our constituents on Kauai that our comments that were given to the Chair were inserted into the bill. So, thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 69, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1202) recommending that S.B. No. 635, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 635, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1203) recommending that S.B. No. 74, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 74, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1204) recommending that S.B. No. 873, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 873, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 873, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1205) recommending that S.B. No. 693, SD 2, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 693, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. I rise in opposition. Mr. Speaker, as Yogi Berra said, this is déjà vu all over again. Mr. Speaker, I was here with some of the other Members when we did the van cams and we all thought it was a great idea. Understanding these are not van cams, they're stationary. But that is the van the fact that it is mobile that is one objection. But the Jason Bourne-like quality of being looked at by big brother is what people object to. It just goes against their interest as freedom loving people.

"Mr. Speaker, I don't like speeding, I don't like running red lights, I don't think it's good at all and anything we can do to deter that is wonderful. But this crosses the line and it's going to be intrusive. Now what will happen is, and I'm putting my Nostradamus hat on again, Mr. Speaker, Perry & Price are going to come on one Monday morning, 'well, red light cams are up and these are the areas.'

"So let's talk about the areas that are going to be affected. Two of them are on a street, Fort Weaver Road, which boundaries my district and I

share that road with my *kababayan* from Ewa Beach, we share that road, Fort Weaver Road. We both voted against this in committee.

"Now, Mr. Speaker, this affects both of us. Now I'm speaking for myself, but Fort Weaver is the main thoroughfare down to Ewa Beach and I live all the way inside. I drive it every day back and forth and based on anecdotal observations where I've spent literally hundreds of hours out there waving signs, I don't see a lot of red light running because it is almost a semi-freeway, so you have longer yellows, okay. So structurally it's not setup where you would have that sort of problem anyway.

"But my concern is, why do I have two, two, not one, two out of five throughout the state, two in my district. I didn't ask for it and I don't want them. Then in the Committee Report we hear that we'd like to add another one, Vineyard and Punchbowl. You don't have to add another one, Mr. Speaker, you can have one of mine. I don't want either of them, honest to God. I shared that with the Chair, but for some reason I got stuck with them.

"So I would ask as this goes on to Finance, and I read the Committee Report, it seems like a lukewarm endorsement of the measure. But I would ask that at least please heed my suggestion, I don't want them. Because I know what's going to happen. The phone is going to blow up. Not because people got mad because they got dinged with speeding, they just don't like the big brother quality. If a policeman is there and he tags you, that's fine. And then I'd like to point out that the revenue goes straight to the General Fund, so is this a money making opportunity? I don't know.

"All that being said, Mr. Speaker, I do not condone speeding. Safety is very important, but I don't like the way we're doing this. Thank you, sir."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I'd just like to say that if the previous speaker keeps on standing up and speaking on Second Reading bills, he may end up with 10 of them in his district."

Representative McDermott rose to respond, stating:

"Mr. Speaker, he is lucky he wasn't here 20 years ago when I was here. He doesn't know what he's missing."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Although I'm not as theatrical as my counterpart in Ewa Beach, I would like to express that I agree with him this time, wholeheartedly, that we should put those photo red lights in Kauai as opposed to in Oahu.

"I think that this is an issue that we should defer for now, Mr. Speaker, because I think that my constituents need to hear about this since two of them, two of the four, are in our district. It might have a small advantage, but again, this is something that is near and dear to people, whether they're being photographed without their permission. So I think that we should consult them first and let them know that this is going on. So I'm in opposition, Mr. Speaker, mainly because I am sure that my constituents would not like it. Thank you."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in strong reservation and this might be a good idea to just keep it in committee and think about it during the interim. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Photo red light imaging detection systems have been shown to reduce the 't-bone style' collisions, thus saving lives. I'm going to take the opposite route, if somebody doesn't want it in their district, then I think Kihei could use one."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker. In opposition. Just listening to the strong persuasive arguments given by the Representatives from Ewa, I'm inclined to support them in this measure and to vote no, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 693, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was referred to the Committee on Finance, with Representatives Cabanilla, Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1206) recommending that S.B. No. 1340, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1340, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1207) recommending that S.B. No. 46, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 46, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"A ruling on a possible conflict. My wife is a consultant with HPU. Thank you," and the Chair ruled, "no conflict."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 46, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1208) recommending that S.B. No. 510, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 510, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 510, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1209)

recommending that S.B. No. 1068, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1068, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition and a brief comment. Mr. Speaker, as a member of the Small Business Caucus and the Filipino Caucus I am compelled to vote no on this bill that punishes rather than encourages the poorest of the poor and who's going to be impacted by this. Thank you, Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I commend the Chairman of CPC, he made a bad bill better. He's a hardworking man, but I'm going to vote no on this. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. I do know that the CPC Chair tried his best but I think this is a bill that has to be held because once we increase these fees it can be used as a tool to encourage anybody downstream, like the agents, to increase fees. At that point in time even the DCCA was saying that once they increased the fees to the big guys, DCCA's testimony mentioned that once they increased the fees there is really no way that they can control the other transmitters beneath them.

"So it still has some negative effects and again, even though I'm appreciative of the work, I think this measure should be held. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Yamane rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Unfortunately, the Consumer Protection Chair is not present. However, I'm somewhat familiar with the idea and the notion of what this measure is trying to do, Mr. Speaker. It was trying to address some of the issues that were brought up by the federal government regarding the transfer of money internationally.

"This has been an ongoing issue as well as continuing investigations have shown that money transmitting has also contributed to terrorism and terroristic activities against the United States.

"So, Mr. Speaker, some of the things that we're trying to do is allow a review and monitoring process in which to support the legitimate, both large and small mom and pop transmitters, to be able to function and work legitimately, be monitored and ensure that those that are participating in money transmitting are doing it appropriately. As well as, Mr. Speaker, to address the issue that none of these funds or profits used can be used against the people of the United States. Thank you."

Representative Cabanilla rose to respond, stating:

"Still in opposition, Mr. Speaker. The reason why I am opposing is that I think of the increased fees as astronomical to the needs that need to be addressed. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1068, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," was referred to the Committee on Finance, with Representatives Cabanilla, Cheape, Fale, McDermott and Ward voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Belatti and Aquino, for the Committee on Health and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1210) recommending that S.B. No. 1141, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 1141, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1211) recommending that S.B. No. 1073, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1073, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Belatti and Aquino, for the Committee on Health and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1212) recommending that S.B. No. 310, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 310, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1213) recommending that S.B. No. 933, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 933, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1214) recommending that S.B. No. 666, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 666, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1215) recommending that S.B. No. 642, as

amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 642, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Awana.

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. My reservations deal with the Part II that was added to this bill. Part I was a very good portion, unfortunately what occurred in the previous committee I do have issues with. So I'll continue to watch this bill. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose to speak in support of the measure with reservations, stating:

"Please note my reservations in regard to the medical marijuana part of the bill."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and if I could make a few brief comments. Mr. Speaker, I want to just point out that the Part II that was added was something that we had passed through this House in the first half of this session. I'd also like to note that in part this was added because of a very interesting informational briefing that was sponsored by Members of the House and the Senate with regard to an organization called Smart Approaches to Marijuana.

"I want to point out Members, as this bill moves forward, this bill in fact adds what I think came out of some of those discussions. Which, if you look on pages 4 and 5, adds a new section which provides a new law enforcement tool. In fact, a smart approach to marijuana, within the context of the medical marijuana scheme.

"In this, Mr. Speaker, I believe we are breaking new ground as a state because it does provide a legal enforcement tool for officers to be able to identify properties, and if a property were to have over a certain number of marijuana plants grown that would be a clear violation of the medical marijuana program.

"Again, this bill and the amendments that we put into it, amendments that we had earlier put into it which had gotten the support of our Department of Public Safety with regards to the changing of the plants from immature to mature to seven plants irregardless of their state, are all representative of smart approaches to marijuana regulations.

"So, I want to thank the Members for letting this move along and I'm very certain that we'll be able to get some very good legislation out of this. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"With reservations and just I appreciate a lot of the elements of this bill. My only concern is the amount of marijuana, that is 5 ounces. I wasn't in the committee but my colleague from the central northern plains explained it to me and it was actually a lot larger than I thought.

"So, 5 ounces I think is probably a little bit excessive, so, that's why I have reservations. Thank you."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 642, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representative Choy voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1216) recommending that S.B. No. 548, SD 1, HD 1 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 548, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1217) recommending that S.B. No. 1138, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1138, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Belatti and Choy, for the Committee on Health and the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1218) recommending that S.B. No. 492, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 492, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 492, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Cabanilla and Aquino, for the Committee on Housing and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1219) recommending that S.B. No. 312, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 312, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 312, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY SHERIFF DIVISION ENTERING INTO AGREEMENTS TO PROVIDE SECURITY AT PUBLIC HOUSING PROJECTS OPERATED BY THE PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1220) recommending that S.B. No. 753, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 753, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations at this point. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 753, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Yamane and Evans, for the Committee on Transportation and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1221) recommending that S.B. No. 1171, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1171, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Awana.

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. I just want to point out that this proposes to look at the impacts of projects in phases under Chapter 6E. A similar issue was addressed by the courts in 1997 in the Kahana Sunset vs. County of Maui case where they clarified that under the state's Environmental Review Law, you have to look at a project in its entirety.

"I believe that if this was passed it would be challenged on those grounds and result in a similar decision, and that would just tie up projects with litigation and cost taxpayer money. Thank you."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose in support of the measure with reservations and asked that the remarks of Representative Lowen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1171, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1222) recommending that S.B. No. 1135, SD 2, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1135, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, opposition and some comments. In the hearing this bill proved to be extraordinarily problematic to the point where I think it's unworkable. What I brought up somewhat half in jest a few weeks ago, maybe a week ago, about how this five cents is about 10% of the cost of the bottled water. Apparently, California already has a deposit or a fee that you pay when you buy a laptop. I'm concerned that's where we're headed, that's where we're going.

"Now, I asked the Deputy Director Gill in the hearing, what happens if I take this laptop and I throw it in the trash can. What happens when it goes to H-Power? Of course, my focus here is Oahu. It gets grinded up and it gets burned because it's not steel or anything like that. It provides a good amount of electricity based on the content and size that it is when it goes through H-Power.

"So, I understand the electronic waste, but I fear we're going to go down the road, and it might not be this year but it might be the year after that, where we're going to start charging $10, $20, $30 per laptop. For every electronic device that we use, you have to pay, because they're doing it in

California. And you pay that up front and that's going to be a burden to everybody so we can feel good about ourselves. So, that's why I object to it. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, I will reserve my rather long comments in opposition should this bill make it out of Finance. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition, and I'll reserve my comments for later, Mr. Speaker."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose to respond, stating:

"Mr. Speaker, very briefly. It limped out of committee. We had one, two, three, four, five, six no votes and one w/r. It limped out of committee. So, the committee members who were there heard the testimony, it was extraordinarily problematic and I believe it's unworkable in its current form. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just to note that I think it's 23 other states that have similar systems already. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1135, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," was referred to the Committee on Finance, with Representatives Carroll, Fale, Har and McDermott voting no, and with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1223) recommending that S.B. No. 870, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 870, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1224), recommending that H.R. No. 8 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 8, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1225), recommending that H.C.R. No. 7 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 7, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1226), recommending that H.C.R. No. 27 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAALAEA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1227), recommending that H.C.R. No. 28 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was referred to the Committee on Finance, with Representatives Hanohano, McKelvey, Takumi and Woodson being excused.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I have a re-announcement of three months ago when I lauded the bow-tie Wednesday, the Aloha Friday, the Natural Fibers Friday, the etc., etc. And I tried to promote the APEC Aloha Shirt Friday and I am pleased to announce and commend my colleague from Liliha who also has his APEC shirt. Mr. Speaker, it's not about the shirt in itself, it's about the message that Hawaii is world-class, it was able to pull off the world-class APEC meeting and that we are a world-class community. So, I encourage all of you to join my colleague from Liliha and myself in wearing your APEC shirt. Thank you, Mr. Speaker."

Representative Awana: "Thank you, Mr. Speaker. I'd like to take this opportunity to commend the Chair of the Ocean, Marine Resources, & Hawaiian Affairs Committee who also serves as the Hawaiian Caucus Chair. And her hard working staff: Committee Clerk, Kevin Kupihea Wilson; Legislative Aide, Kahikina Kaawaloa; and Office Manager, Julia Peleiholani; and other volunteers for their efforts in making our Hawaiian Caucus Day another great success. Thank you, Mr. Speaker."

COMMITTEE ASSIGNMENTS

The following measure was referred to committee by the Speaker:

S.C.R. No.	Referred to:
61, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. Nos.	Re-referred to:
61	Committee on Water & Land, then to the Committee on Finance
62	Committee on Health, then to the Committee on Finance
174	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. Nos.	Re-referred to:
77	Committee on Water & Land, then to the Committee on Finance
81	Committee on Health, then to the Committee on Finance
218	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

S.B. No.	Re-referred to:
1079	Committee on Consumer Protection & Commerce

ADJOURNMENT

At 2:21 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 25, 2013. (Representatives Hanohano, McKelvey, Takumi and Woodson were excused.)

THIRTY-EIGHTH DAY

Monday, March 25, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:05 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Bishop Kelsey Lewis of Pacific Revival Center, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Seventh Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 404 and 405) were received and announced by the Clerk:

Sen. Com. No. 404, transmitting H.B. No. 1282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY SERVICE," which passed Third Reading in the Senate on March 22, 2013.

Sen. Com. No. 405, transmitting H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING CONDOLENCES ON THE SECOND ANNIVERSARY OF THE TOHOKU EARTHQUAKE AND TSUNAMI AND EXTENDING CONTINUED SUPPORT TO THE PEOPLE OF JAPAN," which was adopted by the Senate on March 22, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative McDermott introduced wives and family members of today's honorees: Ms. Stephanie Bates, Ms. Nina Castagnetti, Ms. Susan Page, Ms. Carole Hickerson and Ms. Vivien Stackpole; and his wife, Mrs. Utu McDermott.

Representative Takai introduced Mr. Clayton Fujie, former Deputy Superintendent of the Department of Education, and his wife, Mrs. Gwen Fujie, facilitator of the 70th anniversary of the Go For Broke celebration.

Representative Ward introduced Mrs. Pasha Christian and Mr. Kerry Christian.

Representative Coffman introduced Mr. Trevor Tanaka, Senior at Konawaena High School and Harvard Book Award recipient and honorable mention awardee of County of Hawaii's Student Malama Award; and Ms. Nancy Redfeather, Program Director of Kohala Center's Hawaii Islands Garden Network and Hawaii State Director for Food Care.

Representative Cachola introduced his friend, Mr. Wes Deguchi, son of Mr. Yasunori Deguchi.

Representative Oshiro introduced his aunt, Mrs. Nancy Higa, wife of Mr. Masayuki Higa.

Representative Awana introduced her legislative intern, Mr. Jared Dmello.

Representative Awana also submitted the following:

"Mr. Dmello is a legislative intern in my office who will be graduating with his bachelor's degree in Political Science and a Certificate in Hindi Language from the University of Hawaii at Manoa. At the ripe old age of 19, his chosen area of expertise is in International Affairs with an emphasis on the South Asian region. His senior thesis is relating to the plausibility of the case for Reverse Partition of the Indian Sub-continent.

"Jared also gave presentations at the Jet Propulsion Laboratory Dryden Flight Research Symposium Student Symposium and before the NASA Cassini-Huygen's team.

"Mr. Dmello also finds passions with enhancing human rights and education. One of his biggest goals is combating the significant lack of proficiency of mathematics in the state. He is also trying to work in conjunction with the Office of the United Nations High Commissioners for Refugees to be an advocate for Refugee Rights.

"His intention is to obtain a PhD in Intelligence Studies from Henley-Putnam University.

"At the age of 13, Mr. Dmello won the Cassini Scientist for a Day Contest at the National Level. The resulting image of Saturn's rings was an unprecedented advanced in Cassini-Huygens' mission to deeper understand the astronomical phenomena surrounding Saturn and her beautiful rings. In his paper, Mr. Dmello offered some predictions that were never heard of before; all members of the Cassini-Huygens team discredited his predications. When the image was captured and completed, the resulting image gave us the first picture of Atlas and Daphne in the same line of view. In addition, the image also provided concrete evidence for the intertwining of Saturn's Stranded F-ring within itself, showing the fluidity and dynamics of the rings as a system, not a rigid body.

"Mr. Dmello went on to be awarded the Excellence in Science Award awarded to the National Aeronautics and Space Administration. Mr. Dmello also was asked to present a heart-wrenching presentation at the dedication of Columbia Middle School as a NASA Explorer School in honor of those individuals who lost their lives in the Columbia disaster; there was not a dry eye in the theater when he was finished!

"I am extremely proud to have Jared serving as a legislative aide in our office. He is a shining example of the hope that is brought to our future. Thank you, Mr. Speaker."

Representative Cullen introduced Ms. Stacey Hayashi, author of the 100th/442nd RCT Manga/Graphic Novel.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 206) was announced by the Clerk and the following action taken:

H.R. No. 206, entitled: "HOUSE RESOLUTION CONGRATULATING THE UNITED STATES ARMY 442ND REGIMENTAL COMBAT TEAM ON ITS SEVENTY-YEAR ANNIVERSARY," was jointly offered by Representatives Nishimoto and Takai.

Representative Nishimoto moved that H.R. No. 206 be adopted, seconded by Representative Takai.

Representative Nishimoto recognized the 442nd Regimental Combat Team "Go For Broke" for going above and beyond the call of duty in service to their country and helping to define America at its best, and introduced honorees seated on the Floor of the House:

Mr. Ron Oba
Mr. Satoru Shikasho
Mr. Robert Kishinami
Mr. William Bill Thompson
Mr. Moriso Teraoka
Mr. Terry Aratani
Mr. Frank Takao
Mr. Takashi Shirakata
Mr. Masayuki Higa
Mr. Don Seki

Representative Takai acknowledged the honor and bravery of the Japanese Americans of the 442nd Regimental Combat Team in their contributions to their country and thanked their families for their

dedication and support, and recognized and thanked additional honorees seated on the Floor of the House:

Mr. Shigeru Nakamura
Mr. Yasunori Deguchi
Mr. Frank Nishimura
Mr. Ted Sukiyama
Mr. Harry Matsumoto
Mr. Eddie Yamasaki
Mr. George Nakasato
Mr. Richard Murishige
Mr. Takamori Miyagi

The motion was put to vote by the Chair and carried, and H.R. No. 206 was adopted.

The following resolution (H.R. No. 207) was announced by the Clerk and the following action taken:

H.R. No. 207, entitled: "HOUSE RESOLUTION HONORING COLONEL JOHN BATES, COLONEL GENE CASTAGNETTI, CAPTAIN GERALD COFFEE, CAPTAIN JAMES HICKERSON, AND LIEUTENANT GENERAL HENRY STACKPOLE III, RETIRED VETERANS WHO CONTINUE TO GIVE BACK TO HAWAII," was offered by Representative McDermott.

Representative McDermott moved that H.R. No. 207 be adopted, seconded by Representative Takai.

Representative McDermott acknowledged the unsung heroes and their remarkable service and contributions to our community, and recognized honorees seated on the Floor of the House:

Col. John Bates, USMC (Ret.)
Col. Gene Castagnetti, USMC (Ret.)
Capt. Jerry Coffee, USN (Ret.)
Capt. Jim Hickerson, USN (Ret.)
Lt. Gen. Hank C. Stackpole, USMC (Ret.)

Representative Takai honored the Vietnam War veterans and thanked them for fighting for our nation, and recognized additional Vietnam War veterans in the gallery, including Representative Gene Ward.

Representative Ward thanked the honorees for being mentors to himself and many others, and thanked them for their service to the people of this nation and to the State of Hawaii.

Representative Belatti, as the daughter of a retired Marine, shared an "Oorah" with the honorees.

The motion was put to vote by the Chair and carried, and H.R. No. 207 was adopted.

At 12:46 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:58 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1228), recommending that H.C.R. No. 47 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla and Cullen being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Third Reading by consent calendar. (Representative Cabanilla was excused.)

THIRD READING

S.B. No. 870, SD 1, HD 1:

Representative Saiki moved that S.B. No. 870, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations. Essentially my reservations have to do with the rebuttable presumption and the listing of certain offenses under that rebuttable presumption. I ask for permission to submit written comments. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I support this bill with reservations.

"This measure would create a rebuttable presumption that certain types of forces are unjustifiable under the parental discipline defense law. Among the types of force included in this prohibition are: throwing, kicking, burning, biting, cutting, striking with a closed fist, shaking a minor under three years of age, interfering with breathing, or threatening with a deadly weapon.

"The bill would also alter the state of mind requirement or mens rea, with respect to other types of force to impose a requirement that the force used '<u>does not intentionally, knowingly, recklessly, or negligently</u>' create a risk causing substantial bodily injury, disfigurement, extreme pain or mental distress, or neurological damage. The current state of mind and law focuses on whether the force used is 'designed to cause or be known to cause' the aforementioned types of injury.

"The proposed amendment to the defense which would alter the state of mind is troublesome. The measure includes reckless and negligent conduct. Such conduct would only have to create a <u>risk</u> of causing substantial bodily injury, disfigurement, extreme pain or mental distress, or neurological damage. No actual harm is required. Thus, if a child is spanked and the parent is deemed to have negligently created the mere risk of mental distress, the defense would be unavailable. This may inadvertently have a chilling effect upon parental discipline of a child.

"I feel this measure is not necessary to the fair application of the parental discipline law and is vague to the point that it is likely to cause confusion among litigants in court and among judges and juries. Specifically, are the nine (9) acts exclusive to the rebuttable presumption? Does the list, by its exclusivity to these nine (9) acts mean or suggest all other acts are appropriate and therefore justifiable? What does this mean for jury instructions and how will jurors be instructed?

"Under the current parental discipline law, a parent can only use disciplinary force which is not designed to cause 'substantial bodily injury, disfigurement, extreme pain or mental distress or neurological damage'. In fact, this current provision already prohibits many of the acts specified in the bill. For instance, of the nine (9) listed acts, <u>burning</u> or <u>cutting</u> a child would definitely be designed to cause either 'substantial bodily injury',

'disfigurement' (scarring), or 'extreme pain' and are most assuredly covered under the current law. Likewise, two of the other acts listed and presumed unjustifiable – threatening someone with a deadly weapon, and interfering with breathing (i.e., choking, arm lock, etc.) can already be prosecuted as felony Terroristic Threatening and felony Abuse of Household Member, respectively. Both are serious Class B and C felonies.

"The parental discipline defense also currently requires that a parent or guardian employ force 'with due regard to the age and size of a minor'. Thus, the law already prevents such acts as the shaking of an infant or the punching or throwing or kicking of a young child. These incidents would obviously not be in compliance with the 'due regard to age and size' requirement. But, again, does the listing of specific types of force upon a certain aged minor excuse or exonerate a shaking of a minor who is three years and one day or more, regardless of the 'age or size'? My reading of the current case law and law suggest that these four (4) acts – shaking an infant, punching or throwing or kicking of a child, are covered under the present law. Also, consider that the specific facts may also suggest an appropriate application of the parental discipline defense even when there is 'striking with a closed fist' or 'kicking'.

"For example, when kicking an infant would no doubt be prohibited under current law, when you take into account the age and size of the minor, a similar kick to the leg of a 17 year old who is rebelling in a physical way might be appropriate as a form of discipline. Likewise, an act which would be presumed unjustifiable is 'striking on the face' which would include a slap. Again, such a slap might be an appropriate form of discipline on a teenager.

"In closing, please be assured that I am not condoning any degree of corporal punishment that in fact is nothing less than assault and battery or abuse of a household member. I have in my previous career as a Deputy Prosecuting Attorney tried and gotten many convictions and very similar with a myriad defenses and alibis tried and tested. Violators of our criminal codes should be prosecuted to the full extent of the law and held accountable for their actions. Especially with the elderly and children. There should be no tolerance. But here in this measure with these amendments, I am not certain that it will lead to better outcomes for both victims and defendants. And, whether the old legal adage, 'bad facts make bad law', may be an appropriate description here.

"Currently, the decision on whether a form of corporal punishment is permissible under the parental discipline law is made, in most cases, by a jury. This is the appropriate Body to decide on this issue. A jury, but its very makeup, brings community values and morals to each case. Corporal punishment is a controversial issue with many differing opinions regarding when, if ever, it should be employed. The legislature should leave the decision on this issue to the people in the form of juries.

"Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 870, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS," passed Third Reading by a vote of 51 ayes.

At 1:00 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 870, SD 1, HD 1

ANNOUNCEMENTS

Vice Speaker Mizuno: "The Chair would like to remind everyone that on Wednesday we will hold our Regular Session at noon and then convene in a Joint Session at 2:00 pm. This will be in the Senate Chamber for the Hawaii Medal of Honor ceremony."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. Nos.	Re-referred to:
35	Committee on Health, then to the Committee on Finance
47	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
131	Committee on Water & Land

H.C.R. Nos.	Re-referred to:
53	Committee on Health, then to the Committee on Finance
102	Committee on Agriculture, then to the Committee on Finance
163	Committee on Water & Land

S.B. Nos.	Re-referred to:
458, SD1	Committee on Finance
479, SD2	Committee on Transportation

ADJOURNMENT

At 1:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Wednesday, March 27, 2013.

THIRTY-NINTH DAY

Wednesday, March 27, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:06 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Former Representative Lynn Finnegan, Executive Director of Hawaii Public Charter Schools Network, after which the Roll was called showing all Members present with the exception of Representatives Har, Oshiro and Wooley, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Eighth Day was deferred.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 406) was received and announced by the Clerk:

Sen. Com. No. 406, transmitting H.B. No. 776, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY," which passed Third Reading in the Senate on March 25, 2013.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Awana and carried: (Representatives Har, Oshiro and Wooley were excused.)

H.B. No. 776, HD 2, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Nishimoto introduced members of the Kaimuki High School Student Government, and their advisor, Ms. Holly Honbo.

Representative Say introduced visitors from Vancouver, Canada: Mr. Andre La Rouge, member of the Royal Canadian Mounted Police; Mrs. Trudy La Rouge, daughter of Mr. Dennis Clark, Sergeant-at-Arms of the Legislative Assembly of Ontario; and their children, Stefan and Nicole.

Representative Takai introduced his constituent and retired Hawaii National Guardsman, Mr. George Cho; and Mrs. Shirley Kauhaihao, wife of the late First Lieutenant John Kuulei Kauhaihao.

ORDER OF THE DAY

ANNOUNCEMENTS

Representative Brower: "Mr. Speaker, thank you. Two quick announcements. One is I found a crumpled up $20 bill in the hallway to my left and I was going to turn it in to the Clerk's Office if it wants to be claimed.

"Second is, Members of the Tourism Committee, on March 17 I sent you an email asking you to keep tomorrow open should you like to participate in an informational briefing. The agenda has been posted and it's 4:00 p.m. in the auditorium. A briefing on Hawaii's tourism industry, and scheduled to be there is the Hawaii Tourism Authority, the Waikiki Improvement Association and members of Local 5. If anyone or any organization also wants to attend and participate, they are welcome. Thank you, Mr. Speaker."

Representative Belatti: "Mr. Speaker, thank you. This is just a reminder to colleagues that tomorrow the Institute for Human Services will be picking up Easter basket donations through the Women's Legislative Caucus and at that time we will also have our Easter Bunny present for picture taking. So we hope you will be able to join us between 9:00 and 10:00 in the drop-off area right here on this floor. Thank you, Mr. Speaker."

Representative McDermott: "Mr. Speaker, two things. I believe today is one of our youngest Member's birthday, Representative Richard Fale. Can we all give him a hand and wish him a happy birthday. Smile, Richard.

"Mr. Speaker, the other thing with regard to the $20 bill I'd like to identify it. It should have a picture of Andrew Jackson on it, so I'll meet you afterwards, Brower."

Representative Hashem: "Mr. Speaker, I would like to make another announcement. We have another, he's not the youngest member but he's right behind me. Yeah, he only looks it. It's the Representative from the Big Island, Mark Nakashima's birthday also."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Ward introduced his constituent, Mr. Mark Fox, Director of External Affairs, The Nature Conservancy of Hawaii.

RECESS

At this time, the Chair stated:

"The House will stand in recess for the purpose of convening in a Joint Session in the Senate Chambers at 2:00 p.m. We will convene on Thursday, March 28 at 12:00 noon."

At 12:20 o'clock p.m., the Chair declared a recess and the House of Representatives stood in recess, subject to the call of the Chair, and in accordance with Senate Concurrent Resolution No. 25, met in Joint Session with the Senate, for the Hawaii Medal of Honor Ceremony.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Seventh Legislature was called to order at 2:04 o'clock p.m., by the Honorable Donna Mercado Kim, President of the Senate.

The President addressed the Chamber, stating:

"The Joint Session called pursuant to Concurrent Resolution adopted by the Members of the Senate and the Members of the House is called to order.

"On behalf of the House Speaker and all the Members of the Hawaii State Legislature, we honor members of the armed forces of the United States with ties to Hawaii who fought and died bravely in combat zone designated by Presidential Order."

At this time, the Members of the Senate and House of Representatives, guests, and audience rose for the Hawaiian Blessing which was delivered by Ms. Hinaleimoana Wong-Kalu, followed by the presentation of our Nation's and our State's Colors by the Joint Service Color Guard and the Hawaii Air National Guard Royal Guard. The singing of the National Anthem and *Hawaii Pono'i* was then led by Mr. Danny Kaleikini.

President Kim then addressed the Members, guests and audience as follows:

"Thank you, Ms. Wong-Kalu. *Mahalo*, Joint Service Color Guard, Royal Guard and Mr. Kaleikini. Your participation in today's ceremony is greatly appreciated.

"Good afternoon honored guests, ladies and gentlemen. On behalf of the Members of the Hawaii State Senate and the House of Representatives, I extend to all of you our warmest *aloha* and welcome, and a special *aloha* to the families of those we honor today. Many of you have travelled a long way to be here, and we are humbled and honored by your presence to join us for this ceremony.

"The Medal of Honor is Hawaii's expression of gratitude to those who gave their lives in the service of our nation. These citizens volunteered to carry the flag of the United States, to uphold the ideals and principles of a free and democratic nation, to put themselves in harm's way to fulfill their military missions, and to represent our people and country with pride, honor and distinction. We admire them immensely for their courage and willingness to make tremendous personal sacrifices for the greater good.

"The Medal of Honor is awarded posthumously. As such, this day is one of sorrow, of heartbreak. The families of our servicemen and women endured great suffering and hardship, and we convey our deepest condolences to all the families and loved ones.

"At the same time, in honoring these heroes, let us celebrate their lives and what they stood for. They are sons, brothers, husbands, fathers, comrades-in-arms, friends and neighbors. They represent all the good things in life. They stood for those qualities we admire in our fellow citizens: honor, loyalty, courage, sacrifice, patriotism, and a commitment to putting the needs of others above their own. And they symbolized the values and traditions that have made our country a place of freedom, equality and opportunity.

"To the families of our honorees, please accept this Medal of Honor Ceremony as a small token of our appreciation and admiration, which we present with our heartfelt and lasting *aloha*. *Mahalo*."

At this time, the President introduced the following state, congressional and military leaders seated on the Floor of the House:

The Honorable Neil Abercrombie, Governor of the State of Hawaii;

The Honorable Shan Tsutsui, Lieutenant Governor of the State of Hawaii;

The Honorable Tulsi Gabbard, United States Congresswoman;

Representing the Honorable Brian Schatz, United States Senator: Mr. Chuck Freedman;

Representing the Honorable Mazie Hirono, United States Senator: Ms. Lauren Montez-Hernandez;

Representing the Honorable Colleen Hanabusa, United States Congresswoman: Mr. Kamakana Kaimuloa;

Lieutenant General Francis Wiercinski, United States Army Pacific, and Mrs. Jeannine Wiercinski;

Mr. Allen Hoe, Civilian Aide to the Secretary of the Army;

Major General Darryll D.M. Wong, The Adjutant General, Hawaii Department of Defense;

Representing the United States Pacific Fleet and Admiral Cecil Haney: Rear Admiral Patrick Driscoll;

Major General James Walton, Commanding General, 311th Signal Command (Theater);

Major General Gary M. Hara, Commander, Hawaii Army National Guard, and Mrs. Dianne Hara;

Brigadier General Stanley J. Osserman Jr., Commander, Hawaii Air National Guard;

Brigadier General Joseph Kim, Deputy Adjutant General, Hawaii Department of Defense, and Mrs. Kimberly Kim;

Representing the United States Pacific Air Forces and General Herbert Carlisle: Brigadier General James Post, and Mrs. Susan Post;

Rear Admiral Fernandez Ponds, Commander, Navy Region Hawaii, and Mrs. Carolyn Ponds;

Representing the United States Marine Forces Pacific and Lieutenant General Terry Robling: Colonel Jeffrey Davis, and Mrs. Kathy Davis;

Representing the United States Coast Guard District 14 and Rear Admiral Charles Ray: Captain Meredith Austin;

Representing the 8th Theater Sustainment Command and Major General Stephen Lyons: Colonel Glenn Grothe;

Representing the 25th Infantry Division and Major General William Fuller: Colonel Frank Tate;

Representing the Hawaii National Guard, Chief of Joint Staff: Colonel Joe Logan; and

Command Chief Master Sergeant Robert Lee, Senior Enlisted Officer, Hawaii National Guard.

President Kim then called upon the Honorable Neil Abercrombie to deliver his remarks as follows:

"Ladies and gentlemen, *aloha*. Friends, the purpose of the Act, designated as Act 21, Session Laws of Hawaii 2005, states: 'the purpose of this Act is to provide for a Hawaii Medal of Honor that would help express the deep appreciation and gratitude of the people of Hawaii to the loved ones of members of the military who sacrificed their lives in defense of our nation and its freedoms.'

"It's a position of gratitude. It is an honor for those of us who are privileged to occupy elected office to be able to represent to you, not only those who are gathered here to my immediate right, as family of those who are to be honored as a result of the passage of Act 21, but for all those assembled here today and who may see at least a portion of the results either in the newspapers or throughout the media.

"We do this, a public ceremony, because we wish to express in more than just a symbolic way what it is we regard as most fundamental to recognition of what it takes to enable us to be a free people. In some respects as I have indicated in previous remarks on another occasion, where this opportunity was provided for us, that this involves inevitably then, if it's to be described, a ritual. Why are we gathered in such a manner, in such a solemn regard for what it is we're about to undertake.

"It's because we understand that in ceremonies such as this we are engaged in a public expression of what constitutes our fundamental values. A public expression of what it is that we believe. We are trying to put three dimensions and a human context on to what otherwise might be considered an academic exercise. That is to say, the recitation of a philosophy or the verbal expressions associated with what we say we believe.

"It's one thing to take an oath. Everyone here has taken an oath of office. Everyone who is to be honored today took an oath of office. It's a verbal expression, a particularly and peculiarly human endeavor in which we verbalize in front of our fellow what it is that we say we're about to embark upon in terms of our commitment to it, our fidelity with regard to it and what we say is an extension of who we are as human beings and as free men and women in this democracy.

"I carry with me today a book that I brought with me the last time I did this, because it's a constant reminder to me and it's something that I read

and re-read. It's *Guard of Honor* by James Gould Cozzens, written in the wake of World War II, and was an expression of Cozzens' ideas in a fictional sense of what it was to be involved in World War II and by extension what was involved with us as human beings in expressing not just to ourselves but to the nation and the world what it meant to make an ultimate sacrifice.

"The quote that formulated the foundation for Cozzens' work was from *The Tempest* and Shakespeare. 'I and my fellows are ministers of Fate. The elements, of whom your swords are temper'd, may as well wound the loud winds, or with bemock'd-at stabs kill the still-closing waters, as diminish one feather that's in my plume. My fellow-ministers are like invulnerable.'

"All those we honor today have embodied in their sacrifice, in their commitment and their determination to be as fellow ministers of each other's fate. A sense not that they were invulnerable. What was invulnerable was their commitment. What was invulnerable was their fidelity and loyalty to each other. What was invulnerable was their dedication to the proposition that freedom had to be defended and that they were willing to put themselves forward to accomplish that.

"None of us know at any given moment how we would be able to respond, how we would react, whether we would be able to carry through on that to which we pledged ourselves. Who knows among us at this moment whether we too could have met that challenge?

"But we know that we are ministers of our own fate and that as ministers of that fate we know that our own vulnerabilities are known only to us and known to God. What we do know is that sacrifices were made. What we do know is that we can acknowledge those sacrifices and that we can make certain that those who have had to bear the brunt of what those sacrifices meant, know that they are not forgotten. Know that all those honored today are carried in our hearts and that we are brothers and sisters for and with and to each other.

"And with that sure knowledge we hope that some small measure of comfort will be extended from us to you. Not just this day, but in the days to come. And that you will carry with you from this ceremony our commitment and our pledge not just to remember but to try to fulfill the promise that was made ultimately and with complete sacrifice by those whom you love."

President Kim then called upon Major General Darryll Wong to deliver his remarks on behalf of the military as follows:

"Governor Abercrombie, Lieutenant Governor Tsutsui, Senate President Mercado Kim, Speaker Souki, Members of our State Legislature, and especially, family and friends of our honored heroes. Good afternoon and *aloha*.

"We are honored and privileged to be in the presence of the families of our fallen heroes. There is no honor higher that our state can bestow upon a member of our armed forces, than the Hawaii Medal of Honor. But the price of that honor is far too high. To receive that medal means a member of our military with Hawaii ties has given up his or her life in service of our nation.

"The burden imposed on the families and friends is heavy beyond measure. This is not an honor that we bestow with joy, rather we do so with heavy hearts and solemn resolve. Collectively, as a state, we have made it our mission to express our deepest appreciation to these brave men and women. We resolve to ensure that the families of our servicemen shall always be a part of our Hawaii *ohana*, and that the ultimate sacrifice made by their loved ones will always be remembered.

"As evidenced by these great men who sit up in the gallery there, you know our nation has been at war for 11 1/2 years and the burden of that war has been carried on the shoulders of a select few. Some 2 million men and women who currently wear the uniform or who are now war veterans have deployed since September 11, 2001. Of those more than 6,600 have given their lives, of which Hawaii has lost 327 service members.

"Our grateful state best honors and remembers the sacrifices of those who have served our nation by living our lives with deep appreciation for our freedom. While the Hawaii Medal of Honor cannot take away the pain of losing a loved one, it symbolizes that Hawaii will never forget. They will never forget them nor will we forget their families.

"During World War II gold stars denoting that a service member from a family had died in action were all too commonly displayed on the windows of apartment buildings, farm houses, and in the communities that mourned the loss of these fallen heroes. The gold star in the Hawaii State Medal of Honor that will be presented to each family today represents the star of the 50th State on the American Flag. It's also a reminder of the gold star placed on the windows of American homes from past conflicts.

"The attachment device in red and yellow is a rendering of the ancient *puela* or flag that Hawaiians raised above the sails of their canoes. Anyone who saw the *puela* from afar knew that a person of the highest rank was coming. Today the service ribbon and its *puela* reminds us that these families are of the highest rank and honor.

"The *kalo* or taro leaves in the medal symbolizes the embrace of the people of Hawaii as one *ohana*. There is no community in the United States that embraces and loves its military members more than we here in Hawaii. To the family, friends and comrades-in-arms that are here with us today, there may be times when you feel all alone, that no one understands your pain or that few appreciate the ultimate sacrifice that your husband, father, son or daughter has made on our behalf.

"In those times, please remember this. It doesn't matter whether a sailor, soldier, airmen or marine grew up in Hawaii or called Hawaii home for only a short period of time. Their warrior spirit will always be a part of our islands. And it doesn't matter whether the families of our heroes from Hawaii were from here or the mainland, your loss is our loss. It is with great humility that we present these Medals of Honor to these families who are and always will be a part of our *ohana* and will always have a place of honor in our islands."

At this time, the President of the Senate and Speaker of the House presented the Hawaii Medal of Honor. The Clerk of the Senate announced the names of the Hawaii Medal of Honor recipients, which was followed by the ringing of the memorial bell.

United States Marine Corps Captain Daniel B. Bartle.
Captain Bartle was 27. He was from Ferndale, Washington and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal was his cousin, Tiffany Schafer.

United States Marine Corps Corporal Joseph D. Logan.
Corporal Logan was 22. He was from Willis, Texas and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal were his parents, Thomas and Deborah Logan.

United States Marine Corps Captain Nathan R. McHone.
Captain McHone was 29. He was from Crystal Lake, Illinois and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal were his mother, Sylvia McHone, and his girlfriend, Julie Neuser.

United States Marine Corps Corporal Kevin J. Reinhard.
Corporal Reinhard was 25. He was from Colonia, New Jersey and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal were his parents, James and Kathleen Reinhard.

United States Marine Corps Master Sergeant Travis W. Riddick.
Master Sergeant Riddick was 40. He was from Centerville, Iowa and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal were his wife, Jennifer Riddick, and his daughter, Victoria Riddick.

United States Marine Corps Corporal Jesse W. Stites.
Corporal Stites was 23. He was from North Beach, Maryland and served with the Marine Heavy Helicopter Squadron 363, Marine Aircraft Group 24, 1st Marine Aircraft Wing, 3rd Marine Expeditionary Force from Marine Corps Base Hawaii. Here to receive his medal was his wife, Kristin Stites.

United States Army Chief Warrant Officer 2 Nicholas S. Johnson.
Chief Warrant Officer Johnson was 27. He was from San Diego, California and served with the 2nd Battalion, 25th Aviation Regiment, 25th Infantry Division, from Wheeler Army Airfield, Hawaii. Here to receive his medal was family friend, Chief Warrant Officer 2 Don Weeks.

United States Army Chief Warrant Officer 2 Don C. Viray.
Chief Warrant Officer Viray was 25. He was from Waipahu, Hawaii and served with the 2nd Battalion, 25th Aviation Regiment, 25th Infantry Division, from Wheeler Army Airfield, Hawaii. Here to receive his medal were his parents, Leodindo and Luz Viray, and his sister, Sherry Anne Viray.

United States Marine Corps Staff Sergeant Scott E. Dickinson.
Staff Sergeant Dickinson was 29. He was from San Diego, California and served with the Headquarters Company, 3rd Marines, 3rd Marine Division, 3rd Marine Expeditionary Force, from Marine Corps Base Hawaii. Here to receive his medal was his wife, Alicia Dickinson.

United States Army Chief Warrant Officer 3 Brian D. Hornsby.
Chief Warrant Officer Hornsby was 37. He was from Melbourne, Florida and served with the 2nd Battalion, 25th Aviation Regiment, 25th Combat Aviation Brigade, 25th Infantry Division from Schofield Barracks, Hawaii. Here to receive his medal was family friend, Mr. Daniel Steven Hansen.

The Clerk of the House proceeded to read the names of the other Hawaii Medal of Honor recipients whose family and friends could not be present for today's ceremony:

United States Army First Lieutenant Clovis T. Ray

United States Army Sergeant Dean R. Shaffer

United States Army Sergeant Chris J. Workman

United States Marine Corps Lance Corporal Gregory T. Buckley

United States Marine Corps Corporal Richard A. Rivera Jr.

United States Army Sergeant Richard A. Essex

United States Army Chief Warrant Officer 2 Suresh N.A. Krause

United States Army Sergeant Luis A. Oliver Galbreath

United States Army Sergeant Sapuro B. Nena

Speaker Souki then gave his closing remarks as follows:

"Before proceeding on with the 3-Volley Salute and playing of Taps, I would like to thank all of you for being here today to join with the Members of the Hawaii State Senate and the House of Representatives as we pay our respect to these fallen servicemen and women, and their families, their friends and fellow soldiers who served beside them.

"I am sure that I can speak for all of us here, as well as the communities we represent, and indeed our state and our nation, when I say, we honor you, our fallen heroes. And we offer our deepest gratitude to you for answering the call to duty and for making the ultimate sacrifice.

"Freedom is not free. We hear this phrase so often, and yet it is in ceremonies such as this that its truth is deeply felt. When we pause to appreciate our freedom and our liberties that we too often take for granted and when we are reminded that each of us, in our own way, also have a duty and responsibility to protect and uphold these basic human rights at home and abroad.

"And to the families, the friends, the brothers and sisters in arms, please know that the people of this state, this community, stand with you in remembering and honoring your loved ones – heroes, each of them. May God bless them, may God bless the United States.

"And now, Members of the Senate and House, our special guests and audience, please rise as I turn your attention outside to the Capitol Rotunda for the 3-Volley Salute and the playing of Taps which will be followed by a moment of silence in honor of our fallen heroes. Members of the Hickam Base Honor Guard, please proceed."

At this time, Members of the Hickam Base Honor Guard proceeded with a 3-Volley Salute and the playing of Taps outside the Senate Chamber in the Capitol Rotunda, which was then followed by a moment of silence.

The Speaker of the House then called on the Joint Service Color Guard and the Hawaii Air National Guard Royal Guard for the retiring of the Colors, and at 2:57 o'clock p.m., declared the Joint Session of the Senate and the House of Representatives adjourned.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 28, 2013.

HOUSE COMMUNICATIONS

House Communication dated March 27, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 776, HD 2, SD 1

2013 HAWAII MEDAL OF HONOR RECIPIENTS

United States Marine Corps Captain Daniel B. Bartle
United States Marine Corps Corporal Joseph D. Logan
United States Marine Corps Captain Nathan R. McHone
United States Marine Corps Corporal Kevin J. Reinhard
United States Marine Corps Master Sergeant Travis W. Riddick
United States Marine Corps Corporal Jesse W. Stites
United States Army First Lieutenant Clovis T. Ray
United States Army Chief Warrant Officer 2 Nicholas S. Johnson
United States Army Sergeant Dean R. Shaffer
United States Army Chief Warrant Officer 2 Don C. Viray
United States Army Sergeant Chris J. Workman
United States Marine Corps Lance Corporal Gregory T. Buckley
United States Marine Corps Staff Sergeant Scott E. Dickinson
United States Marine Corps Corporal Richard A. Rivera Jr.
United States Army Sergeant Richard A. Essex
United States Army Chief Warrant Officer 3 Brian D. Hornsby
United States Army Chief Warrant Officer 2 Suresh N.A. Krause
United States Army Sergeant Luis A. Oliver Galbreath
United States Army Sergeant Sapuro B. Nena

From House Bill 8, designated as Act 21, Session Laws of Hawaii of 2005:

"The purpose of this Act is to provide for a Hawaii Medal of Honor that would help express the deep appreciation and gratitude of the People of Hawaii to the loved ones of members of the military who sacrificed their lives in defense of our nation and its freedoms."

JOINT SESSION OF
THE HAWAII STATE LEGISLATURE
SENATE CHAMBER
March 27, 2013
2:00 P.M.

HAWAII MEDAL OF HONOR PROGRAM

Call to Order	Senate President Donna Mercado Kim
Posting of the Colors	United States Pacific Command Joint Service Color Guard Hawaii Air National Guard Royal Guard
National Anthem and Hawai'i Pono'i	Mr. Danny Kaleikini
Hawaiian Blessing	Kumu Hula Hinaleimoana Wong-Kalu Halau Lokahi Public Charter School
Welcome and Introduction of Guests	Senate President Donna Mercado Kim
Governor's Message	Governor Neil Abercrombie
Military Address	Major General Darryll D.M. Wong
Hawaii Medal of Honor Presentation	Senate President Donna Mercado Kim House Speaker Joseph M. Souki Governor Neil Abercrombie Major General Darryll D.M. Wong
Presentation of Certificates	Senator Will Espero Representative K. Mark Takai Lieutenant Governor Shan S. Tsutsui
Rendering of Honors	Joint Base Pearl Harbor Hickam Navy Detachment Honor Guard
Closing Remarks	House Speaker Joseph M. Souki
3-Volley Salute	Hickam Base Honor Guard
Taps	Hawaii National Guard
Retiring of the Colors	

SYMBOLISM OF THE
HAWAII MEDAL OF HONOR

The Hawaii Medal of Honor was designed by Sergeant First Class Aaron Pollick from the Hawaii Army National Guard. This medal consists of the following six components, superimposed on each other:

Circle of Kalo Leaves: The kalo leaves represent the family or Ohana. The leaves are designed in an encircled fashion and represent the concept of Ohana, which we strive to embrace.

Coat of Arms: The Great Shield is the keystone of the design. The eight bars represent the eight major islands of the State of Hawaii. The kapu sticks, or Pulo'ulo'u, symbolize authority and protection. The star in the center of the medallion is the Star of Hawaii, the 50th star on the flag of the United States. This star also represents the honorees of this prestigious award.

Maltese Cross: The Maltese Cross represents the four directional axes of the globe, denoting Hawaii as the Crossroads of the Pacific.

Sun Rays: The irradiant sun is symbolic of the new era. Its position in the center of the Maltese Cross represents our sunny shores and warm hearts ever shining on all the corners of the world.

The Neck Drape: The neck drape is red and golden yellow in color. These colors symbolize the royal monarchy that once ruled these islands. The red represents courage and strength. The golden yellow depicts the honor that the recipients have brought to our islands.

Service Ribbon & Attachment: The service ribbon represents distinguished service. Its colors are identical to the colors of the neck drape. The attachment device at the middle of the ribbon is an ancient flag or puela of Hawaiian Chiefs. In olden times, the puela was raised above the sail of the ancient Hawaiians' canoes while at sea. Our puela signifies that the person receiving this medal is of high rank or honor.

ACKNOWLEDGEMENTS

Carol Taniguchi, Senate Chief Clerk & her staff
Brian Takeshita, House Chief Clerk & his staff
Kevin R. Kuroda, House Sergeant-at-Arms & his staff
Ben Villaflor, Senate Sergeant-at-Arms & his staff
Joan Yamaguchi, House Majority Staff Office & her staff
Ms. Ernestine Pratt, Chief, Hawaii Casualty Assistance Center
Ms. Agnes Tauyan, Navy Region Hawaii
Mr. Peter Swainson, Marine Corps Base Hawaii
CWO3 Alfred Sprung, Marine Corps Base Hawaii
Mr. Leighton Siu
Sergeant First Class Aaron R. Pollick
Kent Untermann & Suzette Torres, Pictures Plus
Rose Lee
Ty & Cindy Tamanaha, Awardline
Elisia Lukasik, United States Pacific Command
CPT Christina Douglas, United States Pacific Command
Colonel David Molinaro, Hawaii Air National Guard
Pearl Harbor Historic Sites
- Paul DePrey, USS Arizona Memorial & World War II Valor in the Pacific National Monument
- Gerald Hofwolt, USS Bowfin Submarine Museum & Park
- Michael Carr, Battleship Missouri Memorial
- Kenneth DeHoff, Pacific Aviation Museum Pearl Harbor
Lucy Lau, Hale Koa Hotel
Shaun Singh, Polynesian Cultural Center
George Szigeti & Tina Yamaki, Hawaii Lodging & Tourism Association
Sidney Louie, Morris Visitor Publication
Reyna Kaneko, Girl Scouts of Hawaii
Glenn Booth, Capitol TV

Planning Committee:
Senate President Donna Mercado Kim
House Speaker Joseph M. Souki
Senator Will Espero
Representative K. Mark Takai
Major General Darryll D.M. Wong
Carol Taniguchi, Senate Chief Clerk
Brian Takeshita, House Chief Clerk
Ben Villaflor, Senate Sergeant-at-Arms
Kevin R. Kuroda, House Sergeant-at-Arms
Terrence Aratani
Gina Williams
Denise Liu
Marlene Uesugi
Lisa Vargas Omo

Special Acknowledgement:
Representative K. Mark Takai and Ms. Lisa Vargas Omo for their unwavering commitment over the past eight years to honor these families and for their tireless efforts to ensure that each designated medal is received by the intended family.

FORTIETH DAY

Thursday, March 28, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:10 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Speaker Emeritus Calvin K.Y. Say, after which the Roll was called showing all Members present with the exception of Representative Cabanilla, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Ninth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 249 through 255) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 249, dated March 22, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Accounting and General Services (DAGS).

1. Adds 15 positions and $665,000 in general funds for FY 14 and FY 15 for the Office of Information Management and Technology (OIMT) for administrative support required to implement the Enterprise Resource Planning (ERP) projects statewide.
2. Reduces 13 vacant positions and $665,000 in general funds for FY 14 and FY 15 to fund the newly created positions in OIMT.
3. Adds $197,500 in general funds for FY 14 to restore the six-month delay in hiring imposed on new positions on the OIMT staff.
4. Adds $25,000,000 in interdepartmental transfer funds for FY 14 and FY 15 for OIMT.
5. Adds $100,000 in special funds for FY 14 and FY 15 to the Shared Services Technology Special Fund for salary restoration of the current staff.

Gov. Msg. No. 250, dated March 22, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Budget and Finance (B&F).

1. Adds $25,000,000 in general funds for FY 14 to fund shortfalls in federal non-competitive grant amounts that are reduced in Federal Fiscal Year 2013 as the result of sequestration.
2. Adds a proviso to limit the use of the funds to address shortfalls in federal funding for non-competitive funds in Federal Fiscal Year 2013 by allowing B&F to transfer up to a total of $25,000,000 to the affected department(s) and providing that the Legislature be notified of each transfer to the affected department(s) within ten days of the transfer.

Gov. Msg. No. 251, dated March 19, 2013, transmitting the 2012 Annual Report of the Hawaii Community Development Authority, pursuant to Section 206E-19, HRS.

Gov. Msg. No. 252, dated March 27, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Budget and Finance, State Salary Commission.

1. Adds $1,280,137 in general funds for FY 14 and $1,418,819 in general funds for FY 15.
2. Adds $337,760 in special funds for FY 14 and $383,127 in special funds for FY 15.
3. Adds $93,036 in revolving funds for FY 14 and $110,567 in revolving funds for FY 15.

Gov. Msg. No. 253, dated March 21, 2013, transmitting the Office of Information Management and Technology Procurement Report as of February 28, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 254, dated March 27, 2013, transmitting the Report and Recommendations of the Commission on Salaries, pursuant to Section 26-56, HRS.

Gov. Msg. No. 255, dated March 27, 2013, transmitting the Medicaid Health Care Insurance Plan Contracts Report, prepared by the Department of Human Services, Med-QUEST Division pursuant to Section 103F-107, HRS.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 407 through 413) were received and announced by the Clerk:

Sen. Com. No. 407, transmitting H.B. No. 425, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFERS IN COMPROMISE," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 408, transmitting H.B. No. 915, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 409, transmitting H.B. No. 31, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 410, transmitting H.B. No. 430, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 411, transmitting H.B. No. 815, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 412, transmitting H.B. No. 848, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on March 27, 2013.

Sen. Com. No. 413, transmitting H.B. No. 999, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 27, 2013.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representative Cabanilla was excused.)

H.B. No. 31, HD 1, (SD 1)
H.B. No. 430, HD 1, (SD 1)
H.B. No. 815, HD 2, (SD 1)
H.B. No. 848, HD 2, (SD 1)
H.B. No. 999, HD 2, (SD 1)

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 95) was received by the Clerk and was placed on file:

Dept. Com. No. 95, from the County Clerk, County of Kaua'i, dated March 22, 2013, transmitting Resolution No. 2013-40, Draft 1, which was adopted by the Kaua'i County Council on March 13, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representatives Ohno, Rhoads, Cachola and Mizuno introduced 9th grade students and teachers from Farrington High School: Ms. Michelle Murray, Social Studies; Mr. Sean Doo, Math; Mr. Thinh Vu, English; Ms. Leticia Meji and Ms. Debbie Pollock, Science; and chaperone, Ms. Sophie Wong.

Representative Fale introduced Mr. Filipe Tohi, master craftsman of the traditional art of lalava, originally from the Kingdom of Tonga.

Representative Cheape, on behalf of the Mililani delegation, introduced students and teachers from Mililani High School: Mrs. Richmond, Ms. Gearen, Ms. Perruso, and Ms. Castro.

Representative Har introduced her friend, Ms. Sharon Mahoe, former Executive Director of the Hawaii Teacher's Standard Board and former President of HSTA; Mr. Tim Ho from the Public Defender's Office; and Ms. Laurie Lum from Watanabe Ing.

Representative Fale introduced his mother, Mrs. Kim Fale, one time State Economics Teacher of the Year and current AP Economics teacher at Kamehameha.

Representative Takai introduced colleagues and friends of Dr. Doris Ching and Dr. Amy Agbayani: Dr. Sam Museus, Dr. Blair Odo, Ms. Sharon Mahoe, Ms. Danielle Lum, Ms. Sharon Hicks, Ms. Nettie Young, Ms. Faye Kennedy, Ms. Allicyn Tasaka, Mr. Mike Dahilig, Dr. Teresita Ramos, Dr. Melinda Kerkvliet, Dr. Ben Kervliet, Ms. Pua Auyong, Dr. Pat Masters, Dr. Maile Goo, Ms. Charlene Cuaresma, Ms. Anges Malate, Ms. Jade Butay, Ms. Deanna Espina, Mrs. Maan Manahan, Ms. Luella Costales, Councilmember Joey Manahan.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 208) was announced by the Clerk and the following action taken:

H.R. No. 208, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING DR. AMEFIL AGBAYANI AND DR. DORIS CHING FOR STRENGTHENING THE VOICES OF ASIAN AMERICANS AND PACIFIC ISLANDERS IN HIGHER EDUCATION," was jointly offered by Representatives Takumi and Takai.

Representative Takumi moved that H.R. No. 208 be adopted, seconded by Representative Takai.

Representative Takumi recognized *Asian Americans and Pacific Islanders in Higher Education: Research and Perspectives on Identity, Leadership, and Success* as being the first book ever published on Asian-American and Pacific Island professionals in higher education, countering previous misinformation and showcasing Hawaii's national leadership, giving voice and visibility to populations who have been historically excluded.

Representative Takumi then introduced the honorees seated on the Floor of the House, thanked them for their service in higher education and to the community, and congratulated them on the publication of their book:

Dr. Amefil "Amy"Agbayani, Founding Director of Student Equity, Excellence and Diversity Program (SEED) at the University of Hawaii at Manoa, and Co-Founder of Operation Manong.

Dr. Doris Ching, educational leader and University of Hawaii faculty, first female Vice President of Student Affairs at University of Hawaii at Manoa from 1987 – 2005.

Representative Takai congratulated the honorees, and introduced their family seated in the gallery:

Family of Dr. Agbayani: Dr. Gus Gustafson, partner; and Ms. Lina Agbayani and Mrs. Aleli Starosta, sisters.

Family of Dr. Ching: Mr. Wilbert Ching, husband; Mr. Albert and Mrs. Priscilla Chun, in-laws; Ms. Kelly Chun, niece; Ms. Lori Lum, niece; Mr. Glenn Ching, nephew; Ms. Dorothy Nada and Mrs. Helen Yanamura, sisters; and Mr. Ken Yanamura, brother-in-law.

Representative Aquino recognized the honorees as pioneers in their field and thanked them for dedicating their life's work to increasing Asian-American and Pacific Islander voices in higher education, and increasing the quality of education and improving programs for all students.

Representative Ward commended the honorees on increasing the awareness, the standing and the input that Asian-Americans have made, and thanked them for all they have done for Hawaii.

Representative Cabanilla, on behalf of the Filipino Caucus, recognized Dr. Amy Agbayani as the jewel of the Filipino community.

The motion was put to vote by the Chair and carried, and H.R. No. 208 was adopted, with Representatives Lee and Tokioka being excused.

The following resolution (H.R. No. 209) was announced by the Clerk and the following action taken:

H.R. No. 209, entitled: "HOUSE RESOLUTION RECOGNIZING THE OUTSTANDING TEACHING ACCOMPLISHMENTS OF MILILANI HIGH SCHOOL'S JUDY TAPARRA," was offered by Representative Yamane.

Representative Yamane moved that H.R. No. 209 be adopted, seconded by Representative Takumi.

Representative Yamane recognized Mrs. Judy Taparra's part in Mililani High School's nationally recognized academic achievements and thanked her for her commitment and dedication to teaching our youth, bestowing them with knowledge and encouragement to become positive individuals, resourceful thinkers and effective communicators.

Representative Yamane then introduced honorees seated on the Floor of the House:

Mrs. Judy Taparra, AP Psychology Teacher at Mililani High School;
Mr. Tony Taparra, her husband;
Mr. Mervin Wong and Mrs. Shirley Wong, her parents; and
Mr. Fred Murphy, Mililani High School Principal.

Representative Yamane also recognized the 85 AP students who were seated in the gallery, including his legislative intern, Ms. Kristen Brown.

Representative Fukumoto shared some of Mrs. Taparra's students' testimonials, recognizing Mrs. Taparra as an outstanding, influential teacher, who engages her students on a personal level.

Representative Cheape shared her experiences as a student of Mrs. Taparra, and thanked her for always encouraging and supporting her to do her best.

The motion was put to vote by the Chair and carried, and H.R. No. 209 was adopted, with Representatives Lee and Tokioka being excused.

At 12:45 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1229) recommending that S.B. No. 54, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1230) recommending that S.B. No. 442, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 442, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1231) recommending that S.B. No. 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cabanilla, Fale, Hanohano and McDermott voting no, and with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1232) recommending that S.B. No. 30, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 30, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1233) recommending that S.B. No. 192, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 192, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1234) recommending that S.B. No. 853, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 853, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1235) recommending that S.B. No. 32 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1236) recommending that S.B. No. 31, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 31, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1237) recommending that S.B. No. 194, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 194, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1238) recommending that S.B. No. 966, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1239) recommending that S.B. No. 502, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 502, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1240) recommending that S.B. No. 341, SD 2 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 341, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1241) recommending that S.B. No. 995, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 995, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 995, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Lee and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1242), recommending that H.R. No. 22 be referred to the Committee on Tourism.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was referred to the Committee on Tourism, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1243), recommending that H.C.R. No. 8 be referred to the Committee on Tourism.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was referred to the Committee on Tourism, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1244), recommending that H.C.R. No. 109 be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS REQUIRED BY THE NO CHILD LEFT BEHIND ACT OF 2001 IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT," was referred to the Committee on Education, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1245), recommending that H.R. No. 26 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1246), recommending that H.C.R. No. 44 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1247), recommending that H.C.R. No. 226 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1248), recommending that H.R. No. 68 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 68, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1249), recommending that H.C.R. No. 88 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1250), recommending that H.R. No. 144 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 144, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1251), recommending that H.C.R. No. 179 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 179, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1252), recommending that H.R. No. 70, as amended in HD 1, be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 70, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY WITH COOPERATION FROM THE DEPARTMENT OF HEALTH AND THE HAWAII VISITORS AND CONVENTION BUREAU TO IMPROVE MARKETING AND VISITOR INFORMATION STRATEGIES TO ATTRACT TRAVELERS WITH DISABILITIES TO HAWAII," was referred to the Committee on Health, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1253), recommending that H.R. No. 30 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 30, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1254), recommending that H.C.R. No. 48 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1255), recommending that H.R. No. 80, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 80, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE," was referred to the Committee on Legislative Management, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1256), recommending that H.C.R. No. 105, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 105, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE," was referred to the Committee on Legislative Management, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representatives Nakashima and Choy, for the Committee on Labor & Public Employment and the Committee on Higher Education, presented two reports:

(Stand. Com. Rep. No. 1257), recommending that H.R. No. 85 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1258), recommending that H.C.R. No. 114 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committees be adopted, and that H.R. No. 85; and H.C.R. No. 114 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker. I rise with reservations on these measures. This would call for a study for the unionization of graduate students. Mr. Speaker, I rise as a former graduate teaching assistant and that's really what the resos are about. It's not about graduate students, it's about teaching assistants.

"Mr. Speaker, where I have a problem is that this, I would presume, should have been vetted with student government. I know a lot of Members have been in student government. And the Board of Regents. This now goes to the auditor, which has a backlog of doing audits and as you know audits usually start from 35 – 50,000 and up. This is not a time when they can actually probably even afford to do this, but I'd like to see it processed through student government, through the Board of Regents, rather than kicking it here and knowing that they themselves have not processed. As we know, the Board of Regents have skipped over a number of things in the past and I think this is one of those resos that they could deal with. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 85, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused; and

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF

THE UNIVERSITY OF HAWAII TO UNIONIZE," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1259), recommending that H.C.R. No. 128, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 128, HD 1 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, seconded by Representative Awana.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 128, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO MAKE AVAILABLE TO THE PUBLIC AN ANNUAL REPORT ON THE STATE'S ENDANGERED MARINE ANIMALS," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1260), recommending that H.R. No. 73, as amended in HD 1, be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 73, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was referred to the Committee on Water & Land, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1261), recommending that H.C.R. No. 96, as amended in HD 1, be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 96, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was referred to the Committee on Water & Land, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1262), recommending that H.C.R. No. 49, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 49, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 49, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A SMALL BOAT HARBOR MANAGEMENT TASK FORCE," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1263), recommending that H.C.R. No. 160, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 160, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONVENE A HISTORIC PLACES TASK FORCE," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1264), recommending that H.C.R. No. 98 be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 98, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR ONGOING EFFORTS TO PLAN AND DEVELOP A SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH (STEM) EDUCATION AND TRAINING CENTER IN KAKAʻAKO MAKAI," was referred to the Committee on Education, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1265), recommending that H.R. No. 61 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 61, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1266), recommending that H.C.R. No. 77 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE LEGISLATURE'S SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN," was referred to the Committee on Finance, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1267) recommending that H.R. No. 87 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 87, entitled: "HOUSE RESOLUTION ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN," was adopted, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1268) recommending that H.C.R. No. 116 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN," was adopted, with Representatives Belatti, Ito, Lee and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a tow reports:

(Stand. Com. Rep. No. 1269) recommending that H.R. No. 131 be adopted; and

(Stand. Com. Rep. No. 1270) recommending that H.C.R. No. 163 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 131; and H.C.R. No. 163 be adopted, seconded by Representative Awana.

Representative Coffman rose to speak in opposition to both measures, stating:

"Thank you, Mr. Speaker. Please record a no vote and brief comment. Thank you, Mr. Speaker. Just noting that first of all, I don't think the testimony really supported these resolutions. But this is also an unfunded mandate which I don't think we're supposed to do. So, thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record a no vote for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 131, entitled: "HOUSE RESOLUTION ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS," was adopted, with Representatives Coffman and Hanohano voting no, and with Representatives Belatti, Ito, Lee and Tokioka being excused; and

H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS," was adopted, with Representatives Coffman and Hanohano voting no, and with Representatives Belatti, Ito, Lee and Tokioka being excused.

ANNOUNCEMENTS

Representative Cheape: "I just wanted to announce that this weekend, Friday, Saturday, is the final home games of the UH Men's Volleyball team. And the reason I'm letting you know about that is I'm a very proud older sister, and my brother Matthew Cheape is the only senior on the UH Men's Volleyball team and they'll be having Senior Night on Saturday. So if anybody can make it I would love to have you come out. We sit in the cheap seats, no pun intended, and we wear bright yellow shirts and we'll have one for everybody. So please come out, I'd love if you'd support my brother. Went to Mililani High School, worked his way, played for five years and is finally being able to start in his senior year. So, that's just my announcement for today. Thank you."

Representative Takai: "Thank you, Mr. Speaker. Dr. Ching and Dr. Agbayani wanted to remind everyone that they have lunches for all of us, and that's just for the Members, both House and Senate. I believe it's in Room 329. But please don't bring your staff because there's only enough for just the Members. Thank you."

Representative Awana: "Thank you, Mr. Speaker. I'd like to take this opportunity to congratulate the middle and high school students in both private and public schools who garnered numerous awards during the National Student Television Awards event which was held in Los Angeles, California about two weeks ago. Students from across the state from Kauai to Hawaii Island were represented. I'd like to ask, Mr. Speaker, with your indulgence, that I be allowed to enter additional comments inclusive of the schools and awards received in their respective categories. Thank you, Mr. Speaker."

Representative Awana submitted the following:

HAWAII STATE DEPARTMENT OF EDUCATION

NEWS RELEASE

NEIL ABERCROMBIE
GOVERNOR

KATHRYN S. MATAYOSHI
SUPERINTENDENT

March 28, 2013

Department of Education Schools Lead Strong Hawaii Showing at National Student Television Awards

HONOLULU – Led by five awards from Waianae High School, public schools captured 16 of 17 awards won by Hawaii schools this month at the 10th Annual Student Television Network (STN) Convention in Los Angeles, Calif.

Nearly 2,500 students from 153 middle and high schools across the country attended this year's convention, March 7-10. Hawaii was well represented with the third-largest contingent with 15 public and private schools. During the four-day convention, students and teachers were able to select from more than 90 breakout sessions taught by industry professionals covering all areas of broadcast journalism, video production, filmmaking and media.

Also as part of the convention, STN held onsite contests for video production in 27 categories, during which public schools dominated Hawaii's cadre of awards. Kamehameha Schools Maui took home a second-place award in the "Tell the Story" category. Here is how island public schools placed in the competition:

Waianae High School:
1st Place – Convention Recap
1st Place – STN Excellence Award for Monthly Broadcast
2nd Place – Laptop Journalist
3rd Place – Short Story
Honorable Mention – Broadcast News Writing

Chiefess Kamakahelei Middle School (Kauai):
1st Place – Spot Feature
2nd Place – Middle School Movie Trailer
3rd Pace – Middle School Public Service Announcement
Honorable Mention – Middle School Anchoring

Waianae Intermediate School:
2nd Place – Middle School Music Video
2nd Place – Sweet 16 Broadcast Journalism

Moanalua High School:
Honorable Mention – Laptop Journalist
Honorable Mention – Music Video

Waiakea Intermediate School (Hawaii Island):
3rd Place – Middle School Anchoring

Waiakea High School (Hawaii Island):
Honorable Mention – High School Anchoring

Maui Waena Intermediate School (Maui):
Honorable Mention – Middle School Public Service Announcement

"There is an extraordinary wealth of talent among our public schools," said Candy Suiso, a Waianae High teacher considered one of the pioneers of student video production in Hawaii. "Waianae High continues to set the standard among Hawaii's schools, but what is rewarding is to see how many other schools have invested in this medium as part of their curriculum over the past decade."

Waianae High School's videos are available for viewing at http://vimeo.com/spwhs, while Chiefess Kamakahelei Middle School's winning videos can be found at http://vimeo.com/cktvmediaproductions.

STN is a nonprofit organization started in 1999 by a group of dedicated teachers who volunteered their time, energy, and vision. With hundreds of affiliate public and private schools, STN embraces the educational components of broadcast journalism, video production, filmmaking and media by networking students and teachers with professionals in the industry. A list of competition winners can be found at http://www.studenttelevision.com/convention.htm.

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Representative Ward: "Mr. Speaker, by the opening of Speaker Say Emeritus, the hope and healing is this weekend. Happy Easter."

Representative Wooley: "Thank you, Mr. Speaker. I just wanted to thank everybody who participated in Ag Day at the Capitol today. It was a very successful day, we had a lot of farmers representing bees, cattle, eggs, papaya. So, *mahalo* to everybody who was able to make it. And for those of you who are interested in some apple bananas left over from my place, please come to my office, Room 441. *Mahalo*."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. No.	Re-referred to:
143	Committee on Health, then to the Committee on Finance

H.C.R. Nos.	Re-referred to:
60	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
176	Committee on Health, then to the Committee on Finance

S.B. No.	Re-referred to:
5, SD1	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 1:11 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, April 1, 2013. (Representatives Belatti, Ito, Lee and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated March 28, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 31, HD 1, SD 1
H.B. No. 430, HD 1, SD 1
H.B. No. 815, HD 2, SD 1
H.B. No. 848, HD 2, SD 1
H.B. No. 999, HD 2, SD 1

FORTY-FIRST DAY

Monday, April 1, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:10 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Speaker Joseph M. Souki, after which the Roll was called showing all Members present with the exception of Representatives Hanohano, McKelvey and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fortieth Day was deferred.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Awana introduced Mr. Reese Ebata, nephew of former Sergeant-at-Arms, Mr. Kevin Ebata.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 210) was announced by the Clerk and the following action taken:

H.R. No. 210, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING HALE KULA ELEMENTARY SCHOOL ON BEING A RECIPIENT OF A GRANT FROM THE DEPARTMENT OF DEFENSE PROGRAM FOR CONSTRUCTION, RENOVATION, REPAIR, OR EXPANSION OF PUBLIC SCHOOLS LOCATED ON MILITARY INSTALLATIONS," was jointly offered by Representatives Takai and Cheape.

Representative Takai moved that H.R. No. 210 be adopted, seconded by Representative Cheape.

Representative Takai recognized the impact of deployment on military dependent children and thanked them for their strength and sacrifice, and thanked Hale Kula Elementary School for their work to ensure that the $26.6 million federal and $6.6 million state funds were awarded to help the school make critical facility improvements in order to address student overcrowding.

Representative Takai introduced and congratulated honorees seated on the Floor of the House:

Dr. John Brummel, Central District Complex Area Superintendent;
Ms. Brenda Lowrey, Department of Education Facilities Office;
Command Sergeant Major Philip Brunwald representing the United States Army Garrison Hawaii;
Ms. Wendy Nakasone, Director of School Support Services; and
Ms. Cherise Imai, Department of Education Military Liaison.

Representative Cheape shared the vision of Hale Kula, 'working, learning, and succeeding together,' and introduced guests seated in the gallery:

Mr. Jason Kawaguchi, Counselor from Hale Kula Elementary School;
Ms. Cathy Ferreira, School Administrative Service Assistant from Hale Kula Elementary School;
Ms. Tamsin Keone, Army School Liaison; and
Ms. Sonya Bonet, Deputy Director, Directorate of Family and Morale, Welfare and Recreation.

The motion was put to vote by the Chair and carried, and H.R. No. 210 was adopted, with Representatives McKelvey and Ward being excused.

The following resolution (H.R. No. 211) was announced by the Clerk and the following action taken:

H.R. No. 211, entitled: "HOUSE RESOLUTION CONGRATULATING THE KALANI HIGH SCHOOL BOYS SOCCER TEAM ON WINNING THE 2013 DIVISION I STATE CHAMPIONSHIP," was jointly offered by Representatives Hashem and Kobayashi.

Representative Kobayashi moved that H.R. No. 211 be adopted, seconded by Representative Hashem.

Representative Kobayashi, on behalf of Representatives Hashem, Say and himself, congratulated Kalani High School Boys Soccer Team on winning the 2013 Division I State Championship as an unseeded team with a record of 15-1-1, and recognized the skill, dedication and perseverance of the entire team and coaching staff.

Representative Hashem congratulated and introduced honorees seated on the Floor of the House:

Mr. Greg Van Cantfort; Athletic Director;
Mr. Michael Ching; Head Coach;
Mr. Cory Oshiro, Team Captain;
Mr. Kazuto Moribe, Forward;
Mr. Leo Klink, Forward;
Mr. Paul Klink, father of Leo Klink; and
Mr. Mitchell Otani, Kalani High School Principal, who was seated in the gallery.

Representative Hashem recognized the outstanding performance of the boys soccer team and their strength in the face of the tragic passing of Mrs. Hiroyo Klink.

Representative Hashem then introduced guests who were seated in the gallery:

Team Members: Michael Stafford, Shawn Donnelly, Trevor Kakuda, Kevin Costa, Jarrett Hayama, Noa Maxilom, Pouria Taeb, Kent Uyehara, Scott Manago, Steve Teshima, Ryan Bui, Garrison Nakamura, Marcus White, Bradley Balanay, Kyle Ichiyama, Reese Ebata, Toshiro Kosins, Nathaniel Donnelly, Kaita Tsuchiya, Marc Teshima, Gavin Yoshimoto, Kekai Maruyama, Takahiro Kosins, Aidan Venegas, Joshua Baggett, Rudy Mcclellan and Daiya Fuijiki.

Assistant Coaches: Mr. Ed Maruyama, Mr. Ernie Maxilom, Mr. Kent Ogomori, Mr. Marcus Nakama, Mr. Brandon Chun, Mr. Gavin Taketa and Mr. Derrick Inouye.

Athletic Trainers: Mr. Ben Kuenzli-League and Ms. Sienna Handegard.

Team Managers: Cavina Quach, Kathy Kaw, Korey Ogomori, Kota Nakayama and Ryan Abe.

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Mrs. Hiroyo Klink.

The motion was put to vote by the Chair and carried, and H.R. No. 211 was adopted, with Representative McKelvey being excused.

At 12:35 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

UNFINISHED BUSINESS

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1229) recommending that S.B.

No. 54, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 54, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was placed on the calendar for Third Reading, with Representative McKelvey being excused.

REPORTS OF STANDING COMMITTEES

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1271), recommending that H.C.R. No. 104 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1272), recommending that H.C.R. No. 110 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 110, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAWAILOA, WAIALUA, OAHU, FOR MAINTENANCE AND REPAIR OF EXISTING ROCK AND CONCRETE SEAWALL AND IMPROVEMENTS," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1273), recommending that H.C.R. No. 145 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN KANEOHE, OAHU, FOR THE RENOVATION AND CONSTRUCTION OF A SEAWALL," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1274), recommending that H.C.R. No. 144 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN HEEIA, KOOLAUPOKO, OAHU, FOR THE USE, MAINTENANCE, REPAIR, AND REMOVAL OF AN EXISTING PIER," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1275), recommending that H.C.R. No. 61 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 61, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI, FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND REVETMENT FOOTINGS OF A HISTORIC SWIMMING POOL," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1276), recommending that H.C.R. No. 208 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE CERTAIN SUBMERGED LANDS AT MANELE BAY TO COON BROTHERS INC. FOR RENOVATION OF THE SMALL BOAT HARBOR FACILITIES," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented two reports:

(Stand. Com. Rep. No. 1277), recommending that H.R. No. 109 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1278), recommending that H.C.R. No. 139 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committees be adopted, and that H.R. No. 109; and H.C.R. No. 139 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Coffman rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Awana rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. The current situation is that permanent coastal memorials are being constructed, and when constituents approach or make phone calls to various governmental agencies, they're actually pointed in two different directions, whether it be the city, state or the federal government.

"This is also a safety issue and this measure simply asks for all interested parties to gather together to help address this issue because, again, it is a safety issue and it is not necessarily an issue to dismantle these memorials in as so much, it's just so that constituents have a passage or a way in which they can go ahead and voice their concerns and so that they know whether or not these are indeed allowed or not. Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 109, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was referred to the

Committee on Finance, with Representative Coffman voting no, and with Representatives Kawakami and McKelvey being excused; and

H.C.R. No. 139, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was referred to the Committee on Finance, with Representative Coffman voting no, and with Representatives Kawakami and McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1279), recommending that H.C.R. No. 80 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A REPORT TO THE LEGISLATURE ON ACTIONS TAKEN IN RESPONSE TO THE FINDINGS AND RECOMMENDATIONS CONTAINED IN THE AUDITOR'S REPORT NOS. 01-09 AND 06-04, RELATING TO THE DIVISION OF BOATING AND OCEAN RECREATION," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1280), recommending that H.R. No. 130 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was referred to the Committee on Judiciary, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1281), recommending that H.C.R. No. 162 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was referred to the Committee on Judiciary, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1282), recommending that H.R. No. 102 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 102, entitled: "HOUSE RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1283), recommending that H.C.R. No. 132 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1284), recommending that H.R. No. 156 be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 156, entitled: "HOUSE RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was referred to the Committee on Transportation, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1285), recommending that H.C.R. No. 195 be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was referred to the Committee on Transportation, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1286), recommending that H.R. No. 103 be referred jointly to the Committee on Education and the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 103, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS, HAWAIIAN HOMES COMMISSION, BOARD OF EDUCATION, AND THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO TELEVISE THEIR RESPECTIVE GENERAL MEETINGS," was referred jointly to the Committee on Education and the Committee on Higher Education, with Representatives Kawakami and McKelvey being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1287), recommending that H.C.R. No. 133 be referred jointly to the Committee on Education and the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS, HAWAIIAN HOMES COMMISSION, BOARD OF EDUCATION, AND THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO TELEVISE THEIR RESPECTIVE GENERAL MEETINGS," was referred jointly to the Committee on Education and the Committee on Higher Education, with Representatives Kawakami and McKelvey being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1288), recommending that H.C.R. No. 22, as amended in HD 1, be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 22, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A TASK FORCE TO DEVELOP LEGISLATIVE RECOMMENDATIONS THAT INCLUDE HEALTH AS A PRIORITY IN LAND USE PLANNING AND TRANSPORTATION DECISIONS," was referred to the Committee on Health, with Representatives Kawakami and McKelvey being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1289), recommending that H.R. No. 110, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 110, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1290), recommending that H.C.R. No. 140, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 140, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1291), recommending that H.C.R. No. 13 be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 13 be referred to the Committee on Judiciary, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker, with regards to Stand. Comm. 1291, HCR Number 13, I'm in favor, Mr. Speaker. As a Desert Storm, Desert Shield Veteran and one who spent 26 years both in the active Army and Army Reserves, it gives me great honor to participate in this discussion in our Chambers. Discussions such as this in our Chambers, Mr. Speaker, exalt this membership to a much higher level of sensitivity and equity promotion to our women in arms and to our daughters.

"Let me just be clear, Mr. Speaker. This resolution does not ask to mandate every woman in the military to serve in combat arms. This resolution, amongst other things, simply asks that the bar against women to fully serve within their capabilities be repealed. In my 26 years of service, Mr. Speaker, I personally know that there are women in uniform that can perform in combat arms equally or even better than their male counterparts. These army policies are centuries old, Mr. Speaker. Women as we know have gone a long ways. I ask you and the Members the passage of this resolution. 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.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPPORT OF THE REPEAL OF COMBAT EXCLUSIONARY RULES," was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1292), recommending that H.R. No. 133 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 133, entitled: "HOUSE RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1293), recommending that H.C.R. No. 165 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," was referred to the Committee on Finance, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1294), recommending that H.R. No. 121 be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 121, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was referred to the Committee on Economic Development & Business, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1295), recommending that H.C.R. No. 152 be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was referred to the Committee on Economic Development & Business, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1296), recommending that H.R. No. 88 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 88, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was referred to the

Committee on Judiciary, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1297), recommending that H.C.R. No. 117 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was referred to the Committee on Judiciary, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1298), recommending that H.R. No. 55, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 55, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was referred to the Committee on Education, with Representatives Kawakami and McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1299), recommending that H.C.R. No. 71, as amended in HD 1, be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 71, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was referred to the Committee on Education, with Representatives Kawakami and McKelvey being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1300) recommending that H.R. No. 18 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 18, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING A PORTION OF THE 2013 REGULAR SESSION," was adopted, with Representative McKelvey being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1301) recommending that H.C.R. No. 33 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING A PORTION OF THE 2013 REGULAR SESSION," was adopted, with Representative McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1302) recommending that H.R. No. 174 be adopted; and

(Stand. Com. Rep. No. 1303) recommending that H.C.R. No. 218 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 174; and H.C.R. No. 218 be adopted, seconded by Representative Awana.

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of these resolutions.

"The Vietnam War was a trying test of character for a divided America. It defined—not only our country—but each service member who bravely answered the call to arms. From the start of conflict to the search for peace, service members found their morals and values tested by war.

"While many speak of the brutality of the Vietnam War, I'm asking that we instead acknowledge the extraordinary heroism and humanity that arose from it; let us choose to recognize the unfathomable bravery and unwavering commitment to country and people, and let us be clear—there is nothing natural nor easy about standing down fear with courage and noble action. It is a rare, chosen sacrifice, made in the darkest moments of battle. As a grateful nation, we recognize this decision to sacrifice through medals and commendations, including the highest medal for valor in combat, the Congressional Medal of Honor.

"Today, I'm asking that we urge Congress to award this honor to First Lieutenant John Kuulei Kauhaihao. Lieutenant Kauhaihao chose to sacrifice everything to protect the lives of his fellow brothers in battle.

"Before listening to his story, Members, please allow me to briefly explain the criteria of the medal:

The Congressional Medal of Honor distinguishes extraordinary gallantry and courageousness while risking life and going beyond the call of duty:

While engaged in an action against an enemy of the US;
While engaged in military operations involving conflict with an opposing foreign force; or
While serving with friendly foreign forces engaged in an armed conflict against an opposing armed force in which the US is not a belligerent party.

"First Lieutenant Kauhaihao excelled as a Hawaii National Guardsman. He received his commission and lieutenant bars after completing the Hawaii Army National Guard's Officer Candidate School. Lieutenant Kauhaihao was presented with his certificate of completion of the school on May 10, 1968.

"He and 3,200 other officers and soldiers of the 29th Infantry Brigade were soon called to active duty three days later, on May 13, 1968. Lieutenant Kauhaihao became a platoon leader and served with Company B, 2nd Battalion, 8th Cavalry Division (Airmobile) in a reconnaissance operation in the hostile Tay Ninh province. His company's mission was to locate enemy North Vietnamese bunkers in the area.

"During this operation, Lieutenant Kauhaihao's company was outnumbered. Despite this disadvantage, he avoided reckless engagement with the enemy and instead worked to preserve the lives of his men. While leading his platoon through thick jungle terrain, his company was fired upon. Lieutenant Kauhaihao took preventative measures, directing some of his men to seek cover behind bamboo-covered dirt mounds.

"When engagement was necessary, Lieutenant Kauhaihao took it upon himself to tactically and self-sacrificially protect his men. While the rest of his company was caught in a crossfire with the enemy, Lieutenant Kauhaihao hacked through the bamboo and used it as cover, hurling more than 30 hand grenades through his makeshift opening. He drew enemy fire upon himself so that his men could locate and fire on the enemies. He then crawled over a hundred meters of gunfire-swept terrain to drag vital equipment to the rear and help wounded soldiers get to safety.

"On September 5, 1969, after rejoining his company, Lieutenant Kauhaihao saw another enemy squad closing in. He acted in a moment's notice and advanced to engage the enemy to protect his men. This resulted in being mortally wounded by grenade shrapnel and small arms fire. Lieutenant Kauhaihao was immediately evacuated due to the severity of his wounds. However, the medivac helicopter could not safely land under heavy fire and crashed. By the time help arrived, Lieutenant Kauhaihao had already died from his wounds.

"Colleagues, I think you'll agree that the story of Lieutenant John Kauhaihao is not defined by a single act, but rather multiple, extraordinary acts of bravery that reveal a soldier dedicated to his country and comrades, a leader unshaken in his values and honor, who went above and beyond to exemplify the ideals of our military today. Furthermore, his readiness and willingness to activate at the call of duty reminds each of us of the responsibilities of Guardsmen across the nation. He lived with dignity, courage and honor, and his immeasurable sacrifice will not be forgotten.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 174, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO AWARD THE CONGRESSIONAL MEDAL OF HONOR TO JOHN KUULEI KAUHAIHAO, OF HONAUNAU, HAWAII," was adopted, with Representative McKelvey being excused; and

H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO AWARD THE CONGRESSIONAL MEDAL OF HONOR TO JOHN KUULEI KAUHAIHAO, OF HONAUNAU, HAWAII," was adopted, with Representative McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1304) recommending that H.R. No. 47 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 47, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, BOARD OF REGENTS OF THE UNIVERSITY OF HAWAI‘I, BOARD OF EDUCATION, AND HAWAI‘I'S CONGRESSIONAL DELEGATION TO STRENGTHEN THE SISTER-STATE RELATIONSHIP WITH TAIWAN IN COMMEMORATION OF THE TWENTIETH ANNIVERSARY OF THE SISTER-STATE RELATIONSHIP BETWEEN HAWAI‘I AND TAIWAN," was adopted, with Representative McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1305) recommending that S.C.R. No. 61, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 61, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, BOARD OF REGENTS OF THE UNIVERSITY OF HAWAI‘I, BOARD OF EDUCATION, AND HAWAI‘I'S CONGRESSIONAL DELEGATION TO STRENGTHEN THE SISTER-STATE RELATIONSHIP WITH TAIWAN IN COMMEMORATION OF THE TWENTIETH ANNIVERSARY OF THE SISTER-STATE RELATIONSHIP BETWEEN HAWAI‘I AND TAIWAN," was adopted, with Representative McKelvey being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1306) recommending that H.R. No. 148 be adopted; and

(Stand. Com. Rep. No. 1307) recommending that H.C.R. No. 183 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 148; and H.C.R. No. 183 be adopted, seconded by Representative Awana.

Representative Cachola rose to speak in support of both measures, stating:

"Mr. Speaker, I rise in strong support of these two resolutions. I was a boy when the Philippines was invaded by the Japanese Imperial Army and my dad fought side by side with American soldiers. At that time we were promised citizenship. It's just like pulling teeth after the war, that a lot of those who served with the American troops were not given citizenship. Their children are also applying for citizenship here in the United States.

"That's why I want to thank Senator Hirono and Congresswoman Colleen Hanabusa for introducing the Filipino Veteran's Family Reunification Act of 2013. There were moves way back for this. Some of the children have been waiting 15, 20 years, and still are waiting to join their parents. Sometimes they cannot even join their parents because they died before they were allowed to come in. I have other written testimony that I want to be inserted into the Journal and hopefully all the Members will vote in support of this measure. Thank you, Mr. Speaker."

Representative Cachola's written remarks are as follows:

"During World War II, Filipino soldiers fought side by side with the American forces in defense of Bataan. We recognize the value of their sacrifices. They volunteered as spies, serving as guerrillas in the jungles, and fighting in American units. They exhibited great courage.

"The wars have ended. In their footsteps, the world had witnessed the epic struggle that the Filipino soldiers put up in the jungles and the rugged coast of Bataan. Despite the trials of defeat, the captured soldiers stood strong and heroes emerged from the event. American and Filipino liberation forces eventually retook the peninsula on February 8, 1945 and the rest became an inspiring history of valor.

"Because of the circumstances as reflected in the measure's text, veterans were given options to pursue United States Citizenship. Since these changes in immigration laws, thousands of Filipino veterans immigrated to the United States; and many of them have been separated from their children and families in the Philippines who are awaiting the day when their visas are granted and their families can be reunited in the United States.

"The family is the crux of Filipino existence. Allowing it to disintegrate because of the limitations and restrictions of immigration laws is a travesty of what American justice is all about.

"We urge you honorable ladies and gentlemen, to support these measures so that families will be reunited and the promise of fairness will finally be attained for Filipino veterans and their families. Thank you."

Representative Cabanilla rose to speak in support of both measures, stating:

"In support, Mr. Speaker, with a few comments. I just wanted to say that by the time US Congress passed the recognition of the Filipino veterans who served in the Second World War under the US flag, 90% of them had passed. There's only probably 2% that are still alive.

"However, Mr. Speaker, nevertheless having them recognized, I think they should be given the rights of their families as if they were living and be recognized as a US citizen with the right to petition for their family. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 148, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO SUPPORT AND PASS THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2013," was adopted, with Representative McKelvey being excused; and

H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO SUPPORT AND PASS THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2013," was adopted, with Representative McKelvey being excused.

Representative Yamane, for the Committee on Transportation, presented two reports:

(Stand. Com. Rep. No. 1308) recommending that H.R. No. 113 be adopted; and

(Stand. Com. Rep. No. 1309) recommending that H.C.R. No. 142 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 113; and H.C.R. No. 142 be adopted, seconded by Representative Awana.

Representative Awana rose in support of both measures and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. As our population in both central Oahu and west Oahu continues to increase, so will traffic. Many families need to commute into Honolulu, whether it be for the purposes business, work or school. The quality of life for residents would in part be enhanced by addressing the area where both the H-1 and H-2 merge. In particular, I would like to see instead of a merge, an additional lane designed. Relief is needed. There resolutions and my suggestion is an answer and for these reasons, I am in support. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, please note my strong support."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 113, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE ALTERNATIVE WAYS TO REDESIGN THE H-1/H-2 FREEWAY MERGE TO ALLEVIATE TRAFFIC CONGESTION," was adopted, with Representative McKelvey being excused; and

H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE ALTERNATIVE WAYS TO REDESIGN THE H-1/H-2 FREEWAY MERGE TO ALLEVIATE TRAFFIC CONGESTION," was adopted, with Representative McKelvey being excused.

Representative Yamane, for the Committee on Transportation, presented two reports:

(Stand. Com. Rep. No. 1310) recommending that H.R. No. 111 be adopted; and

(Stand. Com. Rep. No. 1311) recommending that H.C.R. No. 141 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 111; and H.C.R. No. 141 be adopted, seconded by Representative Awana.

Representative Awana rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. Requesting the same, in strong support with written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. These measures, although resolutions, are a sign of support from our Legislature that we realize that the needs of residents on the west side of Oahu is just as important as other areas throughout the state. Currently, drivers run the risk of traffic citations when travelling on the shoulder lane to get to work or arrive to their classes on time. Mr. Speaker, other areas in the island allow for contra flow lanes, shoulder lane usage and the like during peak rush hour traffic times. However, in the areas such as the one listed in these resolutions, between the Makakilo on-ramp until the Kunia off-ramp heading east, there is no relief for those coming as far back as Makaha.

"Quality of life is strained in both the high cost of gasoline and the time in traffic instead of being with their families. It is my hope that the State Department of Transportation will take these resolutions seriously. I will continue to work with the administration during the interim to see what action can be done to further assist and/or address these challenges for the people on the west side of Oahu. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, please note my strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 111, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO MAKE THE NECESSARY ACCOMMODATIONS TO ALLOW THE EASTBOUND SHOULDER LANES FROM THE MAKAKILO DRIVE ON-RAMP TO THE KUNIA OFF-RAMP ON THE H-1 FREEWAY DURING PEAK MORNING TRAFFIC HOURS TO ASSIST IN ALLEVIATING TRAFFIC CONGESTION," was adopted, with Representative McKelvey being excused; and

H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO MAKE THE NECESSARY ACCOMMODATIONS TO ALLOW THE EASTBOUND SHOULDER LANES FROM THE MAKAKILO DRIVE ON-RAMP TO THE KUNIA OFF-RAMP ON THE H-1 FREEWAY DURING PEAK MORNING TRAFFIC HOURS TO ASSIST IN ALLEVIATING TRAFFIC CONGESTION," was adopted, with Representative McKelvey being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1312) recommending that H.R. No. 98 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 98, entitled: "HOUSE RESOLUTION URGING THE MAYOR OF THE COUNTY OF KAUAI, THE KAUAI COUNTY COUNCIL, KAUAI PLANNING AND ACTION ALLIANCE, WEST SIDE KAUAI COMMUNITIES, AND THE WAIMEA SPORTS COMPLEX STEERING COMMITTEE TO COLLABORATE TO EXPEDITE THE CONSTRUCTION OF THE WAIMEA SPORTS COMPLEX," was adopted, with Representative McKelvey being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1313) recommending that H.C.R. No. 127 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MAYOR OF THE COUNTY OF KAUAI, THE KAUAI COUNTY COUNCIL, KAUAI PLANNING AND ACTION ALLIANCE, WEST SIDE KAUAI COMMUNITIES, AND THE WAIMEA SPORTS COMPLEX STEERING COMMITTEE TO COLLABORATE TO EXPEDITE THE CONSTRUCTION OF THE WAIMEA SPORTS COMPLEX," was adopted, with Representative McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1314) recommending that H.R. No. 91 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT," was adopted, with Representative McKelvey being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1315) recommending that H.C.R. No. 120 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT," was adopted, with Representative McKelvey being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1316) recommending that S.B. No. 286, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 286, SD 1, HD 1 pass Second Reading and placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, thank you. Ruling on a potential conflict. I'm a plaintiff in a federal lawsuit. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 286, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representative McKelvey being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1317) recommending that S.B. No. 6, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 6, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was placed on the calendar for Third Reading, with Representative McKelvey being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative McKelvey was excused.)

THIRD READING

S.B. No. 442, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 442, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 2, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Hanohano and McDermott voting no, and with Representative McKelvey being excused.

S.B. No. 30, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 30, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 192, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 192, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 853, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 853, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 32:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 31, HD 1:

Representative Saiki moved that S.B. No. 31, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just have a request for a ruling on a potential conflict. My wife works for an organization that sometimes makes independent expenditures. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and S.B. No. 31, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 194, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 194, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 966, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 502, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 502, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 341, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 341, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

S.B. No. 995, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 995, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," passed Third Reading by a vote of 50 ayes, with Representative McKelvey being excused.

At 1:18 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 442, SD 1, HD 1
S.B. No. 2, HD 1
S.B. No. 30, SD 1, HD 1
S.B. No. 192, HD 1
S.B. No. 853, SD 1, HD 1
S.B. No. 32
S.B. No. 31, HD 1
S.B. No. 194, SD 1, HD 1
S.B. No. 966, HD 1
S.B. No. 502, SD 1, HD 1
S.B. No. 341, SD 2
S.B. No. 995, HD 1

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. I wanted to remind the Members that this Friday is the 14th annual Hemp Aloha Friday and in honor of Earth Week I would ask that Members would wear natural fibers to the Aloha Friday day. Thank you."

Representative Johanson: "Thank you, Mr. Speaker and Members, I just wanted to announce that we have a belated birthday, our own Minority Floor Leader celebrated her 40th birthday this weekend. Let's give her a round of applause."

Representative Belatti: "Mr. Speaker, just very briefly, I wanted to thank all the Members on behalf of the Women's Legislative Caucus for the donations of the very generous Easters baskets. This past Friday we collected over a hundred baskets and I also wanted to especially thank our Representative and colleague from Kahului who did such a wonderful job as our elected very special Easter Bunny. Thank you, Mr. Speaker."

Speaker Souki: "The Chair would like to make an announcement. The Chair would like to remind the Committee Chairs that today is the lateral filing deadline for resolutions that need to move to their final committees. Please file your Committee Reports and drafts with the Chief Clerk's office by 6:00 p.m. this evening."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. Nos.	Re-referred to:
38	Committee on Judiciary
53	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
72	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
90	Committee on Finance
137	Committee on Finance
146	Committee on Water & Land, then to the Committee on Finance
173	Committee on Energy & Environmental Protection
178	Committee on Judiciary

H.C.R. Nos.	Re-referred to:
69	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
90	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
119	Committee on Finance
130	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
169	Committee on Finance
181	Committee on Water & Land, then to the Committee on Finance
217	Committee on Judiciary
224	Committee on Judiciary
239	Committee on Energy & Environmental Protection

ADJOURNMENT

At 1:20 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, April 2, 2013. (Representatives Hashem, Ito, Kobayashi and McKelvey were excused.)

FORTY-SECOND DAY

Tuesday, April 2, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:11 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Associate Pastor Max R. Fowler of Kakaako Christian Fellowship, after which the Roll was called showing all Members present with the exception of Representatives Cabanilla and Carroll, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-First Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 414 and 415) were received and announced by the Clerk:

Sen. Com. No. 414, transmitting S.C.R. No. 97, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," which was adopted by the Senate on April 1, 2013.

Sen. Com. No. 415, transmitting S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES WHO LAWFULLY RESIDE IN THE UNITED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT OF 1996 IN RECOGNIZING THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," which was adopted by the Senate on April 1, 2013.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 212) was announced by the Clerk and the following action taken:

H.R. No. 212, entitled: "HOUSE RESOLUTION CONGRATULATING THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII ON THE MOMENTOUS OCCASION OF ITS 100TH ANNIVERSARY," was jointly offered by Representatives Ing, Luke and Nishimoto.

Representative Ing moved that H.R. No. 212 be adopted, seconded by Representative Luke.

Representative Ing, as a former President, congratulated and thanked the Associated Students of the University of Hawaii for 100 years of service, advocating fighting for student interests and giving students opportunities to be part of the decision making process at the University of Hawaii at Manoa, allowing students to develop and enhance their leadership, public speaking and management skills.

Representative Ing recognized his former advisor, Ms. Bonnyjean Manini, and thanked her for her guidance.

Representative Luke introduced honorees who were seated on the Floor of the House:

Mr. Richard Mizusawa, current and 100th ASUH President;
Mr. Jon Riki Karamatsu, 85th Vice President from 1997-1998;
Mr. Gordon Ito, 69th President from 1981-1982;
Mr. Gene Awakuni, 61st President from 1973-1974;
Mr. Carl Takamura, 53rd President from 1965-1966;
Associate Justice Simeon Acoba, 52nd Vice President from 1964-1965;
Mr. Lawrence Okinaga, 50th President from 1962-1963;
Mr. Walter Kirimitsu, 49th President from 1961-1962;
Ms. Bonnyjean Manini, Director of Student Leadership Development at UH and Lead Faculty Advisor of ASUH; and
Ms. Jana Doi and Ms. Mari Doi, granddaughters of Mr. Nelson Doi, 32nd President from 1944-1945.

Representative Luke also recognized Members of the House who served as past ASUH Presidents:

K. Mark Takai, 77th President from 1989-1990;
Sylvia Luke, 76th President from 1988-1989;
Scott Y. Nishimoto, 84th President from 1996-1997; and
Kaniela Ing, 97th President from 2009-2010.

The motion was put to vote by the Chair and carried, and H.R. No. 212 was adopted, with Representatives Cabanilla and Carroll being excused.

The following resolution (H.R. No. 213) was announced by the Clerk and the following action taken:

H.R. No. 213, entitled: "HOUSE RESOLUTION CONGRATULATING WAIANAE HIGH SCHOOL'S SEARIDER DIGITAL TEAM FOR RECEIVING THE APPLE DISTINGUISHED PROGRAM DESIGNATION," was offered by Representative Jordan.

Representative Jordan moved that H.R. No. 213 be adopted, seconded by Representative Oshiro.

Representative Jordan congratulated Waianae High School's Searider Digital Team on receiving the Apple Distinguished Program Designation, highlighting their success on enhancing and extending teaching and learning with thoughtfulness and innovation implementation of technology.

Representative Jordan introduced honorees who were seated on the Floor of the House:

Mr. Michael O'Connor, Searider Digital Lead Instructor; and
Ms. Schae-Leigh Nii and Mr. Jacoby Cid, Students.

Representative Jordan then introduced guests in the gallery:

Students of the Searider Digital Team: Angelika Ayau, Joshua Camalig, Catherine Cannon, Gary Domingo, Giddel Domingo, Celroy Fonda, Malie Gonsalves, Camrie Gouveia-Baricar, Sebastian Henline, Emma Jordan, Robert Lagrimas, Marina Leota, Dyana Matthijssen, Jessica Matthijssen, Jessica Nelson, Jenavee Ramos, Brittany Samuels, Shaughn Spencer, Dannen Timbreza-Dano, Tylor Timoteo, Skye Tuinei, Karli Wagatsuma and Jailynn Yoshimi;
Ms. Nani Daniels, Apple Representative;
Mr. Nelson Shigeta, Waianae High Principal;
Mr. Kevin Matsuba, Academy Vice Principal;
Ms. Candy Suiso, Searider Productions Executive Director;
Mr. Na'a Makekau, Searider Digital Teacher;
Mr. Curtis Fukumoto, Searider Digital Teacher; and
Mr. Shane Nakamura, Academy Counselor.

Representative Awana congratulated the Searider Digital Team and thanked their family, friends and the school community for their support.

The motion was put to vote by the Chair and carried, and H.R. No. 213 was adopted, with Representatives Cabanilla and Carroll being excused.

At 12:42 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:44 o'clock p.m.

REPORTS OF STANDING COMMITTEES

At this time, the Chair stated:

"Members, please turn to page 25. Stand. Com. Report Number 1400, Senate Bill Number 472. Members, please note that this measure will be deferred one legislative day."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1400) recommending that S.B. No. 472, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

At this time, the Chair stated:

"Members, before we start, with your kind indulgence, we have two hearings at 2:00, I believe Finance and Judiciary have hearings at 2:00. So with your kind indulgence, feel free to submit written comments in support, in opposition or with reservations on these resolutions before us."

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1318), recommending that H.R. No. 153 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 153, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE RIGHTS AND DUE PROCESS REQUIREMENTS REGARDING COMPLAINTS, GRIEVANCES, AND APPEALS ACROSS CARE SETTINGS FOR MEDICAID NURSING FACILITY LEVEL OF CARE CLIENTS WHO RECEIVE HOME AND COMMUNITY BASED SERVICES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1319), recommending that H.C.R. No. 192 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE RIGHTS AND DUE PROCESS REQUIREMENTS REGARDING COMPLAINTS, GRIEVANCES, AND APPEALS ACROSS CARE SETTINGS FOR MEDICAID NURSING FACILITY LEVEL OF CARE CLIENTS WHO RECEIVE HOME AND COMMUNITY BASED SERVICES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 1320), recommending that H.R. No. 115 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 115, entitled: "HOUSE RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 1321), recommending that H.C.R. No. 146 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 1322), recommending that H.R. No. 89, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 89, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PREPARE A PROGRESS REPORT ON DETAILING EFFORTS TO IMPROVE AND RE-ENGINEER PROCESSING FOR ADULT PROTECTIVE SERVICES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 1323), recommending that H.C.R. No. 118, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 118, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PREPARE A PROGRESS REPORT ON DETAILING EFFORTS TO IMPROVE AND RE-ENGINEER PROCESSING FOR ADULT PROTECTIVE SERVICES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1324), recommending that H.R. No. 152, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 152, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT ON THE STATE MEDICAID PROGRAM'S COMPLIANCE WITH THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1325), recommending that H.C.R. No. 191, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 191, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT ON THE STATE MEDICAID PROGRAM'S COMPLIANCE WITH THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1326), recommending that H.C.R. No. 184 be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF THE DEPARTMENT OF HUMAN SERVICES MED-QUEST DIVISION, WITH EMPHASIS ON THE MEDICAID PROGRAM," was referred to the Committee on Legislative Management, with Representative Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1327), recommending that H.R. No. 86, as amended in HD 1, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1328), recommending that H.C.R. No. 115, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 86, HD 1; and H.C.R. No. 115, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of these resolutions.

"As many of us know, the United States has had a tumultuous history in the Middle East over the past three decades. This history cannot be ignored. The Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom were the wars of this generation and its veterans and heroes must be honored.

"Hawaii has already dedicated the Korean-Vietnam War Memorial on the grounds of the State Capitol to remember those in Hawaii who sacrificed their lives for others during these wars. For some of us, these wars directly affected our generation or our parents' generation. This memorial holds special significance for those who can remember what it felt like during those times of hardship. We could relate to our Korean and Vietnam War veterans who gave their lives to serve their country; they were our classmates, our relatives, our peers, and our friends. We remember who they were. We remember their stories in the news, and the memorial serves both as tribute to their sacrifice, tribute to the wars' living veterans, and as a beacon of hope for us.

"The veterans and families of these Middle East wars also deserve to have the same tribute because they too sacrificed everything for our nation. After 9/11, our security was shattered, our country broken, and we mourned for those lost. Though we in Hawaii are separated from the continental US, distance did not separate our collective grief and resolve to prevent another 9/11 attack from occurring. Local men and women did not merely endure, but instead joined the armed services intent on rebuilding what our nation lost, and left home to enter lands of uncertainty and conflict. Service members from Hawaii gave and lost their lives. Though memorializing their sacrifice cannot possibly express the extent of gratitude of our state, it serves to remind veterans and family members that we do not forget those who have sacrificed everything.

"This memorial established for the veterans of the Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation New Dawn, and Operation Enduring Freedom would honor this generation's heroes, veterans, and military families, and would remind them that there is hope in loss, that there can be honor in death, and that freedom does not come without a price.

"For these reasons, I support these measures and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 86, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was referred to the Committee on Finance, with Representative Carroll being excused; and

H.C.R. No. 115, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1329), recommending that H.R. No. 71 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 71, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1330), recommending that H.C.R. No. 89 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1331), recommending that H.R. No. 104, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 104, HD 1, entitled: "HOUSE RESOLUTION REQUESTING ALL AGENCIES IN THE CRIMINAL JUSTICE SYSTEM TO CONDUCT ANNUAL, MANDATORY, IMPLICIT, UNCONSCIOUS BIAS TRAINING FOR SPECIFIC EMPLOYEES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1332), recommending that H.C.R. No. 134, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 134, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL AGENCIES IN THE CRIMINAL JUSTICE SYSTEM TO CONDUCT ANNUAL, MANDATORY, IMPLICIT, UNCONSCIOUS BIAS TRAINING FOR SPECIFIC EMPLOYEES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1333), recommending that H.R. No. 140, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 140, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE TO DEVELOP A PLAN TO IMPLEMENT A THREE-YEAR EARNED-TIME PILOT PROGRAM TO ALLOW INMATES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY TO EARN CREDIT TOWARD REDUCING THEIR MINIMUM TERM OF IMPRISONMENT," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1334), recommending that H.C.R. No. 172, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 172, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE TO DEVELOP A PLAN TO IMPLEMENT A THREE-YEAR EARNED-TIME PILOT PROGRAM TO ALLOW INMATES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY TO EARN CREDIT TOWARD REDUCING THEIR MINIMUM TERM OF IMPRISONMENT," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1335), recommending that H.C.R. No. 173 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO EXPAND COMMUNITY DRUG TREATMENT AND MENTAL HEALTH PROGRAMS FOR NONVIOLENT OFFENDERS AND MOVE LOW-RISK OFFENDERS INTO COMMUNITY PROGRAMS THAT DIRECTLY ADDRESS THEIR PATHWAYS TO INCARCERATION," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1336), recommending that H.R. No. 167, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 167, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO EVALUATE IN THE RENEWABLE PORTFOLIO STANDARDS STUDY PREFERENCES FOR CERTAIN RENEWABLE ENERGY RESOURCES AND THE DEVELOPMENT AND IMPLEMENTATION OF A CLEAN ENERGY STANDARD," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1337), recommending that H.C.R. No. 211, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 211, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO EVALUATE IN THE RENEWABLE PORTFOLIO STANDARDS STUDY PREFERENCES FOR CERTAIN RENEWABLE ENERGY RESOURCES AND THE DEVELOPMENT AND IMPLEMENTATION OF A CLEAN ENERGY STANDARD," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1338), recommending that H.R. No. 105 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 105, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH AN EMERGENCY SERVICES PATIENT ADVOCATE PROGRAM TO PROVIDE ASSISTANCE TO AND ADVOCATE ON BEHALF OF PATIENTS RECEIVING EMERGENCY MEDICAL CARE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1339), recommending that H.C.R. No. 135 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 135, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH AN EMERGENCY SERVICES PATIENT ADVOCATE PROGRAM TO PROVIDE ASSISTANCE TO AND ADVOCATE ON BEHALF OF PATIENTS RECEIVING EMERGENCY MEDICAL CARE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Belatti and Lee, for the Committee on Health and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1340), recommending that H.C.R. No. 205, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 205, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DEPARTMENT OF HEALTH SANITATION BRANCH," was referred to the Committee on Legislative Management, with Representative Carroll being excused.

Representatives Belatti and Hanohano, for the Committee on Health and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1341), recommending that H.R. No. 175 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 175, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representatives Belatti and Hanohano, for the Committee on Health and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1342), recommending that H.C.R. No. 221 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1343), recommending that H.R. No. 172, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 172, HD 1, entitled: "HOUSE RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE

IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1344), recommending that H.C.R. No. 216, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 216, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1345), recommending that H.R. No. 35, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 35, HD 1, entitled: "HOUSE RESOLUTION REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1346), recommending that H.C.R. No. 53, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 53, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1347), recommending that H.R. No. 39 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 39, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1348), recommending that H.C.R. No. 54 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1349), recommending that H.R. No. 60 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 60, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1350), recommending that H.C.R. No. 76 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1351), recommending that H.R. No. 161, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 161, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO RECONVENE THE CLEAN AND SOBER HOMES AND HALFWAY HOUSES TASK FORCE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1352), recommending that H.C.R. No. 200, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 200, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO RECONVENE THE CLEAN AND SOBER HOMES AND HALFWAY HOUSES TASK FORCE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1353), recommending that H.R. No. 117, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 117, HD 1, entitled: "HOUSE RESOLUTION DESIGNATING MARCH AS BRAIN INJURY AWARENESS MONTH," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1354), recommending that H.C.R. No. 148, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 148, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING MARCH AS BRAIN INJURY AWARENESS MONTH," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1355), recommending that H.R. No. 162 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 162, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was referred to the

Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1356), recommending that H.C.R. No. 201 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 201, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1357), recommending that H.R. No. 160 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 160, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1358), recommending that H.C.R. No. 199 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1359), recommending that H.R. No. 79 be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 79, entitled: "HOUSE RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO ESTABLISH AND IMPLEMENT A TOBACCO-FREE UNIVERSITY POLICY FOR ALL UNIVERSITY CAMPUSES AND FACILITIES," was referred to the Committee on Higher Education, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1360), recommending that H.C.R. No. 103 be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO ESTABLISH AND IMPLEMENT A TOBACCO-FREE UNIVERSITY POLICY FOR ALL UNIVERSITY CAMPUSES AND FACILITIES," was referred to the Committee on Higher Education, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1361), recommending that H.R. No. 93, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 93, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1362), recommending that H.C.R. No. 122, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 122, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1363), recommending that H.R. No. 62 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1364), recommending that H.C.R. No. 81 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 62; and H.C.R. No. 81 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, thank you. Ruling on a potential conflict. I'm a Tri-Care beneficiary. Thank you," and the Chair ruled, "no conflict."

Representative Takai continued in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of these resolutions.

"State and county workers who are in the National Guard and Reserves are eligible for both the federal's Tricare Reserve Select (TRS), a premium-based health plan available for purchase by eligible members of the National Guard and Reserves, and health coverage under the state's Hawaii Employer-Union Health benefits Trust Fund (EUTF).

"Currently, state and county workers in the Guard and Reserves can choose TRS. By choosing TRS, state and county workers are forced to forfeit their allotted health plan employer-payouts from the state. If they do choose TRS, there is tremendous savings that EUTF and state and county employed Guardsmen and Reservists will realize. EUTF should consider covering the employee part of the TRS co-payment rather than the employer part of the EUTF co-payment.

"Opting for TRS is cheaper for qualified Guardsmen and Reservists than opting for EUTF. For example, the current monthly premium cost for TRS for a family of four is only $195.81. This premium includes medical and prescription drugs. This family will save $432.61 monthly or $5,191.32 yearly (assuming current premiums rates for EUTF and Tricare RS). Other state and county workers also in the Guard and Reserves would see savings.

"Covering the TRS costs would not only save Guardsmen and Reservists money, but would also save EUTF a large amount of money. Based on the current premium rates, EUTF will save $533.34 monthly and $6,400.08 yearly if it will no longer need to pay the employer portion of the premium for a family of four. If EUTF decides to pay the employee part of the TRS premium for each employee, EUTF will save $340.45 monthly or $4,085.40 yearly for each employee. Furthermore, if only 245 TRS-eligible employees choose this option, EUTF will save more than $1 million each year.

"These figures reflect large amounts of savings on both sides; this proposal would decrease EUTF's payouts for these employees and would also ease the financial burden on qualified Guardsmen and Reservists. Again, it makes sense to consider covering the employee part of TRS payments. However, I appealed to EUTF with these figures for three years through four letters requesting consideration of TRS coverage. My requests were denied on all accounts.

"These resolutions urge the Board of Trustees of EUTF to further consider covering TRS and encourage further discussion of the feasibility of this proposal.

"For these reasons, I support these measures and urge my colleagues to do the same. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker. Ruling on a potential conflict. I own a business that accepts Tri-Care. Thank you," and the Chair ruled, "no conflict."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Same request, I'm a beneficiary of Tri-Care," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 62, entitled: "HOUSE RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was referred to the Committee on Finance, with Representative Carroll being excused; and

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1365), recommending that H.C.R. No. 102 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT DIFFERENTIATED WATER TOLL RATES AND CHARGES FOR THE HAMAKUA DISTRICT IRRIGATION SYSTEM," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1366), recommending that H.R. No. 116, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce; and

(Stand. Com. Rep. No. 1367), recommending that H.C.R. No. 147, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the reports of the Committees be adopted, and that H.R. No. 116, HD 1; and H.C.R. No. 147, HD 1 be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 116, HD 1, entitled: "HOUSE RESOLUTION URGING CONSIDERATION IN SEEKING A VIABLE SOLUTION TO PROVIDE INSURANCE COVERAGE FOR HAWAII RESIDENTS WITH INCOME BETWEEN ONE HUNDRED THIRTY-THREE PERCENT AND TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused; and

H.C.R. No. 147, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONSIDERATION IN SEEKING A VIABLE SOLUTION TO PROVIDE INSURANCE COVERAGE FOR HAWAII RESIDENTS WITH INCOME BETWEEN ONE HUNDRED THIRTY-THREE PERCENT AND TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representatives Wooley and Lee, for the Committee on Agriculture and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1368), recommending that H.R. No. 84, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 84, HD 1, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS AND APPROPRIATE RATE DESIGN INCENTIVES FOR ELECTRICITY USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representatives Wooley and Lee, for the Committee on Agriculture and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1369), recommending that H.C.R. No. 113, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 113, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS AND APPROPRIATE RATE DESIGN INCENTIVES FOR ELECTRICITY USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES," was

referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1370), recommending that H.R. No. 74, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 74, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1371), recommending that H.C.R. No. 97, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 97, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1372), recommending that H.C.R. No. 92, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 92, HD 1 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. [*Speaking in a foreign language*.] This is to say, excuse me for the interruption. This is not to show, hey I speak fluent Indonesian, but to say that we are Hawaii, we need to be more bilingual, multilingual, the way the rest of the world is coming. This is linked directly with China. China is the future of our tourism. Mr. Speaker, I will finish by requesting remarks into the Journal. Thank you."

Representative Ward's written remarks are as follows:

"Mr. Speaker, I rise in support for Stand. Comm. Report No. 1372, House Concurrent Resolution 92, HD 1. China has the second largest economy and is likely to be the largest within the next couple of decades.

"Businesses are looking to China to extend their wealth and their influence. Most believe that the next global language will certainly be Mandarin Chinese. This is especially important to Hawaii, since it is the halfway point from the 'East' to the 'West.' Hawaii has a culture of its own, having a very large Asian influence and population. Hawaii is incredibly important to the Asia Pacific region. It is the home of the U.S. Pacific Fleet and is a tourist hub for Asian visitors. Chinese visitors on average spend over $400 a day, making them crucial to Hawaii's economy.

"China, having traded socialism for capitalism, is emerging as an economic power, perhaps the only one that could rival U.S. dominance in the 21st century. For a new generation of students, business people and even artists, the land of opportunity now lies in the East, not the West.

"As of 2008, at universities in the U.S., the number of students studying Mandarin jumped to 51,600 in 2006, a 51 percent increase from 2002, according to a Modern Language Association survey. The increase is significant, although Spanish is still the most popular foreign language in the U.S., with 800,000 students.

"In 2007, more than 3,000 U.S. high school students took the Advanced Placement exam for Chinese language offered for the first time. About 500 U.S. high schools, junior high schools and elementary schools offer Mandarin, nearly twice as many as in 2004. Worldwide, about 40 million people are learning Mandarin, China's official spoken language and its most common dialect.

"For these reasons Mr. Speaker, I encourage the Department of Education to expand its Mandarin Chinese programs offered in our high schools and stand in strong support for this resolution."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPAND THE MANDARIN CHINESE LANGUAGE CURRICULUM IN PUBLIC HIGH SCHOOLS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1373), recommending that H.R. No. 14, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 14, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1374), recommending that H.C.R. No. 30, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 30, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1375), recommending that H.R. No. 97 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1376), recommending that H.C.R. No. 126 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1377), recommending that H.R. No. 69 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO DETERMINE AN EFFECTIVE AND EFFICIENT PROCEDURE TO ENSURE THAT OUT-OF-STATE DESIGN PROFESSIONALS PRACTICING IN HAWAII ARE PAYING APPROPRIATE STATE TAXES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1378), recommending that H.C.R. No. 87 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO DETERMINE AN EFFECTIVE AND EFFICIENT PROCEDURE TO ENSURE THAT OUT-OF-STATE DESIGN PROFESSIONALS PRACTICING IN HAWAII ARE PAYING APPROPRIATE STATE TAXES," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1379), recommending that H.R. No. 83 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 83, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC NOTICES AND DOCUMENTS FOR INSURANCE NOTICES AND DOCUMENTS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1380), recommending that H.C.R. No. 112 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC NOTICES AND DOCUMENTS FOR INSURANCE NOTICES AND DOCUMENTS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1381), recommending that H.R. No. 29, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 29, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO IDENTIFY AND ANALYZE PERMISSIBLE AND UNLAWFUL METHODS OF FUNDRAISING FOR CHARITABLE ORGANIZATIONS," was referred to the Committee on Judiciary, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1382), recommending that H.R. No. 108 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 108, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO TAKE ACTION REGARDING THE SEPARATION OF COMMERCIAL AND INVESTMENT BANKING FUNCTIONS THROUGH THE REINSTATEMENT OF THE GLASS-STEAGALL ACT OF 1933 OR SIMILAR LEGISLATION," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1383), recommending that H.C.R. No. 138 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO TAKE ACTION REGARDING THE SEPARATION OF COMMERCIAL AND INVESTMENT BANKING FUNCTIONS THROUGH THE REINSTATEMENT OF THE GLASS-STEAGALL ACT OF 1933 OR SIMILAR LEGISLATION," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1384), recommending that H.R. No. 149 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION REQUIRING THE DEPARTMENT OF AGRICULTURE AND FOOD AND DRUG ADMINISTRATION TO COME UP WITH A NATION-WIDE SYSTEM FOR MONITORING, LABELING, AND ENFORCING THE LABELING OF ALL WHOLE AND PROCESSED GENETICALLY ENGINEERED FOODS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1385), recommending that H.C.R. No. 206, as amended in HD 1, be referred to the Committee on Tourism.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 206, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE TO CONVENE AN AGRICULTURAL TOURISM TASK FORCE," was referred to the Committee on Tourism, with Representative Carroll being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1386), recommending that H.R. No. 181, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 181, HD 1, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO REVIEW FEDERAL LAWS PERTAINING TO THE STATE INSPECTION OF AGRICULTURAL COMMODITIES ARRIVING INTO THE STATE OF HAWAII FROM INTERNATIONAL DESTINATIONS AND THE USE OF AIRPORT REVENUES FOR AGRICULTURAL INSPECTIONS," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 1387), recommending that H.R. No. 100, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 100, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Lee and Belatti, for the Committee on Energy & Environmental Protection and the Committee on Health, presented a report (Stand. Com. Rep. No. 1388), recommending that H.C.R. No. 129, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 129, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1389), recommending that H.C.R. No. 99, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 99, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A LEGISLATIVE TASK FORCE ON ENERGY SECURITY," was referred to the Committee on Consumer Protection & Commerce, with Representative Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1390), recommending that H.C.R. No. 181, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 181, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A REPORT TO THE LEGISLATURE ON CURRENT AND POTENTIAL REVENUE GENERATING ACTIVITIES ON STATE-OWNED LAND AT SAND ISLAND," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1391), recommending that H.C.R. No. 91, as amended in HD 1, be referred to the Committee on Economic Development & Business.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 91, HD 1 be referred to the Committee on Economic Development & Business, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 91, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONVENE A MARINE GAME FISHING TASK FORCE TO DEVELOP A PROPOSED REGULATORY SCHEME FOR REQUIRING LICENSURE FOR MARINE GAME FISHING," was referred to the Committee on Economic Development & Business, with Representative Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1392) recommending that H.R. No. 132, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1393) recommending that H.C.R. No. 164, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 132, HD 1; and H.C.R. No. 164, HD 1 be adopted, seconded by Representative Awana.

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. Just in strong support and I would like to enter comments into the Journal."

Representative McKelvey's written remarks are as follows:

"North Korea has recently said it put all its missile and artillery units on 'the highest alert' ordering them to be ready to hit South Korea, as well as the United States and military installations in Hawaii and Guam.

"The escalation of these threats on the Korean peninsula has garnered worldwide attention via our own local news stations due to our proximity to the conflict.

"Japanese experts have increasingly voiced concerns that North Korea may already be able to hit – or at least target – U.S. bases and major population centers with nuclear warheads following their third nuclear test last month.

"Every effort must be made to defuse the situation, without conceding any diplomatic ground to an isolationist regime that in recent weeks has demonstrated itself more determined than ever to sneer at international sanctions and threaten war. Unlike other instances of North Korean bellicosity, this continues to boil with explicit threat of nuclear attack, and reports missiles have been moved to more strategic firing points prompting the US to respond.

"When people watch the destroyer USS John S. McCain along with the sea–based X-band radar leave our ports to monitor North Korea with serious concern asking me if Hawaii is safe from harm it is my *kuleana* to ensure them with the knowledge that we fully support the Aegis Ballistic Missile Defense system and the Ground-Based Midcourse Defense System."

Representative Tokioka rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In strong support. I'd like to thank the Chair of Veterans & Military Affairs for hearing the resos, given what the leader of North Korea said recently about targeting Hawaii and Guam. When this goes over to the Senate I think maybe some stronger language needs to be added to the resolution. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 132, HD 1, entitled: "HOUSE RESOLUTION SUPPORTING THE AEGIS BALLISTIC MISSILE DEFENSE SYSTEM AND THE GROUND-BASED MIDCOURSE DEFENSE SYSTEM," was adopted, with Representatives Cachola and Carroll being excused; and

H.C.R. No. 164, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE AEGIS BALLISTIC MISSILE DEFENSE SYSTEM AND THE GROUND-BASED MIDCOURSE DEFENSE SYSTEM," was adopted, with Representatives Cachola and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1394) recommending that H.C.R. No. 60, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 60, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF DEFENSE TO ESTABLISH A VETERAN WOMEN SERVICES COORDINATOR POSITION WITHIN THE OFFICE OF VETERANS SERVICES," was adopted, with Representatives Cachola and Carroll being excused.

Representatives Takumi and Choy, for the Committee on Education and the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1395) recommending that H.C.R. No. 95, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 95, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO INCORPORATE THE COMPREHENSIVE PLAN FOR TEACHING READING IN HAWAII SCHOOLS," was adopted, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1396) recommending that H.R. No. 43 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 43, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," was adopted, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1397) recommending that H.C.R. No. 57 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," was adopted, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1398) recommending that H.C.R. No. 178, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 178, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO INCORPORATE SUSTAINABILITY EDUCATION INTO THE SCIENCE CURRICULUM OF PUBLIC SCHOOLS," was adopted, with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1399) recommending that S.B. No. 827, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 827, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola and Carroll being excused.

At this time, the Chair stated:

"As noted earlier, Stand. Com. Report Number 1400 is deferred one legislative day."

ANNOUNCEMENTS

Representative Hashem, for the Committee on Labor, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, April 3, 2013, at 11:30 a.m. in Conference Room 309, and the Chair "so ordered."

SB 890, SD 1, Relating to the Hawaii Labor Relations Board.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. No.	Re-referred to:
116, HD1	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

H.C.R. No.	Re-referred to:
147, HD1	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

ADJOURNMENT

At 2:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, April 3, 2013. (Representative Carroll was excused.)

FORTY-THIRD DAY

Wednesday, April 3, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:04 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Samuel Lawrence Domingo of Keolumana United Methodist Church, after which the Roll was called showing all Members present with the exception of Representative Har, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Second Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1103) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1103, informing the House that on April 1, 2013, the following bill was signed into law:

H.B. No. 915, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW." (ACT 003)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 416 through 421) were received and announced by the Clerk:

Sen. Com. No. 416, transmitting H.B. No. 868, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM," which passed Third Reading in the Senate on April 2, 2013.

Sen. Com. No. 417, transmitting H.B. No. 872, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND," which passed Third Reading in the Senate on April 2, 2013.

Sen. Com. No. 418, transmitting H.B. No. 879, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on April 2, 2013.

Sen. Com. No. 419, transmitting S.C.R. No. 28, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO REPORT TO THE LEGISLATURE ON THE PROGRESS IN IMPLEMENTING THE RECOMMENDATIONS OF THE RELIABILITY STANDARDS WORKING GROUP," which was adopted by the Senate on April 2, 2013.

Sen. Com. No. 420, transmitting S.C.R. No. 87, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," which was adopted by the Senate on April 2, 2013.

Sen. Com. No. 421, transmitting S.C.R. No. 189, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ADOPT RULES TO ENCOURAGE TAXIS TO USE HIGH EFFICIENCY VEHICLES, INCLUDING HYBRID ELECTRIC VEHICLES, AT HONOLULU INTERNATIONAL AIRPORT," which was adopted by the Senate on April 2, 2013.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Awana and carried: (Representatives Har and Nishimoto were excused.)

H.B. No. 879, HD 2, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced Mr. Tenari Ma'afala, President of SHOPO.

Representative Ward introduced Mr. Henry Curtis, Executive Director, Life of the Land; and Ms. Kat Brady, Assistant Executive Director, Life of the Land.

Representative Choy introduced Miss Lynn Nguyen, Junior at Punahou School, Prudential Spirit of Community Awards 2013 Hawaii State Distinguished Finalist; her father, Mr. Joseph Nguyen; Mr. Todd Thakar, Vice President, Government Affairs; and Ms. Dayna Culbertson, Prudential Alumna.

Representative Thielen introduced Mr. Michael-Logan Jordan, 8th grade student at Kailua Intermediate School, Prudential Spirit of Community Awards 2013 Hawaii State Honoree; his father, MSgt Christopher Jordan; mother, Mrs. Rebecca Jordan; brother, Jaxson Jordan; Sgt. Maj. Ansil Lewis, MCBH Representative; Ms. Dara Young, Department of Education; and Ms. Lisa Delong, Kailua Intermediate School Principal.

Representative Lowen introduced Mr. Scott Fetz, Junior at Hawaii Preparatory Academy, Prudential Spirit of Community Awards 2013 Hawaii State Distinguished Finalist; and his parents, Mr. and Mrs. Lloyd and Norma Fetz.

Representative Brower introduced Miss Brittany Amano, Sophomore at Iolani, Prudential Spirit of Community Awards 2013 Hawaii State Honoree.

Representative Yamane introduced his friend, Mr. Keane Muranaka.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 214) was announced by the Clerk and the following action taken:

H.R. No. 214, entitled: "HOUSE RESOLUTION CONGRATULATING THE HIGHLANDS INTERMEDIATE SCHOOL SCIENCE OLYMPIAD TEAM ON WINNING FIRST PLACE IN THE HAWAII STATE SCIENCE OLYMPIAD FOR MIDDLE SCHOOLS," was offered by Representative Takayama.

Representative Takayama moved that H.R. No. 214 be adopted, seconded by Representative Takumi.

Representative Takayama congratulated the Pearl City Highlands Intermediate School Science Olympiad Team on winning first place in the middle school division of the Hawaii State Olympiad, emphasizing knowledge in the fields of Science, Technology, Engineering and Math (STEM), and wished them luck at the National Science Olympiad.

Representative Takumi also congratulated the team and introduced honorees who were seated on the Floor of the House:

Team Members: Ms. Michele Fujita, Ms. Kori Muranaka, Ms. Zoe Sano, Ms. Elizabeth Tsusaki and Mr. Alex Yamada.

Representative Takumi then introduced guests who were seated on the gallery:

Team Members: Mr. Brennan Hee, Ms. Kyra Ikeda, Mr. Clement Li, Mr. Brandon Lin, Mr. Zane Ogoso, Ms. Jady Ojiri, Mr. Riley Sodetani, Mr. Luke Uyehara, Mr. Ryan Watanabe and Ms. Riley Yoshihara.

Alternates: Mr. Alexander Lum and Mr. Branson Chang.

Coach: Ms. Kathy Lin.

The motion was put to vote by the Chair and carried, and H.R. No. 214 was adopted, with Representatives Ward and Wooley being excused.

The following resolution (H.R. No. 215) was announced by the Clerk and the following action taken:

H.R. No. 215, entitled: "HOUSE RESOLUTION HONORING THE MAKAHA SONS FOR THEIR CONTRIBUTIONS TO HAWAIIAN MUSIC AND CULTURE," was jointly offered by Representatives Awana and Carroll.

Representative Awana moved that H.R. No. 215 be adopted, seconded by Representative Carroll.

Representative Awana honored and recognized the internationally acclaimed musical group, the Makaha Sons, for their contributions in elevating Hawaiian music and culture, for sharing their talents freely without reservation, and thanked them for their accomplishments.

Representative Awana recognized members of Hawaiian music royalty, the late Mr. John Kapualani Koko, Mr. Louis "Moon" Kauakahi and Mr. Jerome Kaleolani Koko, and acknowledged past members of the Makaha Sons, including Mr. Jerry Koko, Mr. Israel "Iz" Kamakawiwoole, Mr. Henry Kaleialoha "Skippy" Kamakawiwoole, Mr. Abraham Nahulu, Mr. Melvin Amina and Mr. Sam Gray.

Representative Awana then introduced the honoree who was seated on the Floor of the House:

Mr. Jerome Kaleolani Koko.

Representative Carroll recognized the Makaha Sons Foundation, which presents scholarships to graduating High School Seniors and contributes to various organizations, and introduced family members of the late John Koko, who were seated on the Floor of the House:

Mrs. Yolanda Koko, wife of John Koko;
Mrs. Kealo Koko Simpson, daughter of John Koko; and
Mr. Shadow Koko, son of John Koko.

Representative Awana shared a message of thanks with the members of the Mahaka Sons of Niihau.

The motion was put to vote by the Chair and carried, and H.R. No. 215 was adopted, with Representative Ward being excused.

At 12:34 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:07 o'clock p.m.

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1400) recommending that S.B. No. 472, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 1400, that S.B. No. 472, SD 1, HD 1 be recommitted to the Committee on Judiciary, seconded by Representative Awana.

The motion was put to vote by the Chair and carried, and S.B. No. 472, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARIJUANA," was recommitted to the Committee on Judiciary, with Representative Ito being excused.

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1401) recommending that H.C.R. No. 10, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 10, HD 1 be adopted, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations and a point of clarification. Mr. Speaker, the way that the title of this reso is listing just corporations implying that this is only against corporations, it's also including unions. Mr. Speaker, the history of banning corporate funds goes back to 1907, and the history of banning unions funding and political contest goes to 1947. This is all in a book called *Money in Politics*, written in 2003 at USAID by somebody called Gene Ward.

"The point being, this bill makes it look like this is only corporations. Unions are corporations, and the way it's written by the author it makes it look like this is corporate America, not big-buck America which means both corporate and union. With that clarification I think it would be a more honest, genuine attempt to say, yeah we don't want Super PACs, we don't want money to flood, to buy us, to push aside the small guy. But the way it's written it makes it look like it's the corporate and it's very biased and it's unfair. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, this just doesn't go far enough to go towards getting rid of all the special interests that really kind of dabble in the politics, which kind of has cast a shadow over the entire elected process in the United States of America. This is something that needs to be expanded further, not just target specific areas but needs to be broader in its scope to address all special interests that unduly influence the election process, Mr. Speaker. For those reasons, I would like to see the measure broaden to include all special interests. For those reasons, Mr. Speaker, I'm opposed."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 10, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE A CONSTITUTIONAL AMENDMENT TO OVERTURN THE UNITED STATES SUPREME COURT'S HOLDING RELATING TO CORPORATE INDEPENDENT EXPENDITURES IN CITIZENS UNITED V. FEDERAL ELECTION COMMISSION," was adopted, with Representatives Fale and McDermott voting no, and with Representative Ito being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1402) recommending that H.R. No. 173 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 173, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO FACILITATE THE DEPLOYMENT OF RENEWABLE-ENERGY TECHNOLOGIES, INCLUDING WASTE-TO-ENERGY, IN HAWAII

AND TO ATTRACT FOREIGN DIRECT INVESTMENT AND INTERNATIONAL TRADE FROM THE REPUBLIC OF KOREA," was adopted, with Representative Ito being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1403) recommending that H.C.R. No. 239 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO FACILITATE THE DEPLOYMENT OF RENEWABLE-ENERGY TECHNOLOGIES, INCLUDING WASTE-TO-ENERGY, IN HAWAII AND TO ATTRACT FOREIGN DIRECT INVESTMENT AND INTERNATIONAL TRADE FROM THE REPUBLIC OF KOREA," was adopted, with Representative Ito being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative Ito was excused.)

THIRD READING

S.B. No. 54, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 54, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 50 ayes, with Representative Ito being excused.

S.B. No. 286, SD 1, HD 1:

Representative Saiki moved that S.B. No. 286, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama 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 Ichiyama's written remarks are as follows:

"Mr. Speaker, I support this bill with serious reservations.

"I understand the intent behind the bill is to clarify the definition of a 'permanent resident' for the purposes of reapportionment. These two words have created much debate, both in this building and for more than one Commission on Reapportionment. I support the attempt to redefine 'permanent resident' to include members of the military stationed in Hawaii. Our service members and their families live and work in Hawaii, their children attend our schools, they drive on our roads and use many of our public services. They deserve to be counted and to have a say in their state and local government.

"My reservations arise from the testimony of Attorney General David M. Louie to the Committee on Judiciary, dated March 12, 2013. The Attorney General expressed 'strong concerns' about this bill. His legal analysis leads me to believe that this bill, should it be signed into law, may be declared unconstitutional. His testimony cites to the decision of the Hawaii State Supreme Court in State v. Kahlbaun, 64 Haw. 197, 206, 638 P.2d 309, 317 (1981), which states, '[a] legislative construction implementing a constitutional amendment cannot produce an absurd result or be inconsistent with the purposes and policy of the amendment.'

"The record of the constitutional amendment inserting the phrase 'permanent resident' did not contemplate inclusion of the military. This bill would produce an inconsistent and contrary result to the purposes and policy of the original amendment. If we truly want to accomplish the goal of including the military in the reapportionment of our legislative districts, we should do it the right way, through a constitutional amendment. Then the voters would be able to exercise their constitutional right to approve amendments of the Hawaii State Constitution.

"Thank you very much, Mr. Speaker."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I request on a ruling on a potential conflict. I'm a plaintiff to a federal lawsuit. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and S.B. No. 286, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Coffman, Jordan and McKelvey voting no, and with Representative Ito being excused.

S.B. No. 6, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 6, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Third Reading by a vote of 50 ayes, with Representative Ito being excused.

At 1:15 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 54, SD 1, HD 1
S.B. No. 286, SD 1, HD 1
S.B. No. 6, SD 1, HD 1

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. Just a friendly reminder again about Friday. 14th Annual Hemp Aloha Friday. And if Members would wear natural fibers as much as they can. Thank you."

Representative Tokioka: "Thank you, Mr. Speaker. Mr. Speaker, on behalf of the Kauai delegation, one of our Member's mom is having surgery at Queen's right now, so if we could all say a prayer for the Representative from District 14. Thank you very much."

Representative McKelvey, for the Committee on Consumer Protection & Commerce, requested a waiver of the 48-hour advanced notice requirement for the purpose of decision-making on the following measure today, April 3, 2013, at 2:15 p.m. in Conference Room 325, and the Chair "so ordered."

"Senate Bill 586, SD 1, HD 1, Relating to Agricultural Building Permits, which provides under certain circumstances an exemption for building code and permit requirements for non-residential buildings or structures. We're requesting the waiver to reconsider action previously taken by the committee because we believe we have concurrence among the parties to move the bill."

Representative Brower: "Mr. Speaker, just on a lighter note, one of our colleagues is celebrating his birthday today. One of five Aries in the House. I consider this gentleman a friend, occasionally. To many people he's a sharp dresser. To many, many, many more people he is not a sharp dresser. Compared to my buddy the Vice Speaker, I find the birthday boy's choice of suits unimaginative and one day I hope we honor him with the title 'LMG Chair Emeritus.' May we please recognize Representative Nishimoto?"

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. Nos.	Re-referred to:
121	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
150	Jointly to the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce

H.C.R. Nos.	Re-referred to:
152	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
189	Jointly to the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce

S.B. No.	Re-referred to:
1138, HD1	Committee on Health

ADJOURNMENT

At 1:18 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, April 4, 2013. (Representative Ito was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 3, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 879, HD 2, SD 1

FORTY-FOURTH DAY

Thursday, April 4, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Roy M. Takumi, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Ito, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Third Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 256, 257 and 1104) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 256, dated March 28, 2013, transmitting the Relating to Concussions Report, prepared by the Department of Education pursuant to Act 197, SLH 2012.

Gov. Msg. No. 257, dated April 1, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Human Services.

Gov. Msg. No. 1104, informing the House that on April 3, 2013, the following bill was signed into law:

H.B. No. 941, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION." (ACT 004)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 422 through 440) were received and announced by the Clerk:

Sen. Com. No. 422, transmitting H.B. No. 79, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 423, transmitting H.B. No. 651, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 424, transmitting H.B. No. 178, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 425, transmitting H.B. No. 224, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 426, transmitting H.B. No. 407, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 427, transmitting H.B. No. 424, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 428, transmitting H.B. No. 504, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 429, transmitting H.B. No. 519, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 430, transmitting H.B. No. 653, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 431, transmitting H.B. No. 880, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 432, transmitting H.B. No. 929, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 433, transmitting H.B. No. 1375, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on April 3, 2013.

Sen. Com. No. 434, transmitting S.C.R. No. 6, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT FEDERAL LEGISLATION TO MODERNIZE THE TOXIC SUBSTANCES CONTROL ACT OF 1976 TO STRENGTHEN CHEMICALS MANAGEMENT THROUGH POLICY REFORMS," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 435, transmitting S.C.R. No. 47, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO RENAME A PORTION OF CORAL STREET TO "LEX BRODIE STREET"," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 436, transmitting S.C.R. No. 62, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT CONTINUED FUNDING FOR THE CONGRESSIONALLY DIRECTED MEDICAL RESEARCH PROGRAM FOR NEUROFIBROMATOSIS," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 437, transmitting S.C.R. No. 84, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONTRACTORS LICENSE BOARD TO CONDUCT AN ASSESSMENT AND PREPARE A REPORT THAT EVALUATES EACH LICENSING CLASSIFICATION UNDER CHAPTER 444, HAWAII REVISED STATUTES," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 438, transmitting S.C.R. No. 91, SD 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING SEPTEMBER 21, 2013, AS HYDROCEPHALUS AWARENESS DAY IN HAWAII," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 439, transmitting S.C.R. No. 100, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO STRIVE TO ACHIEVE OR MAINTAIN GENDER EQUITY IN THE NOMINATIONS AND APPOINTMENTS OF MEMBERS TO STATE BOARDS AND COMMISSIONS," which was adopted by the Senate on April 3, 2013.

Sen. Com. No. 440, transmitting S.C.R. No. 125, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," which was adopted by the Senate on April 3, 2013.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representatives Carroll and Ito were excused.)

H.B. No. 178, HD 1, (SD 1)
H.B. No. 224, HD 3, (SD 2)
H.B. No. 407, HD 2, (SD 2)
H.B. No. 424, HD 1, (SD 2)
H.B. No. 504, HD 1, (SD 1)
H.B. No. 519, HD 1, (SD 1)
H.B. No. 653, (SD 1)
H.B. No. 880, HD 2, (SD 2)
H.B. No. 929, (SD 1)
H.B. No. 1375, (SD 2)

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 96) was received by the Clerk and was placed on file:

Dept. Com. No. 96, from the Office of the Auditor dated March 27, 2013, transmitting the report, "Management Audit of the Department of Agriculture's Measurement Standards Branch" (Report No. 13-01), pursuant to Section 23-9, HRS.

At 12:11 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

ORDER OF THE DAY

At this time, the Chair stated:

"Members, please turn to page 5. Stand. Com. Report Number 1417, Senate Bill 930, SD 1, HD 1 will be deferred one legislative day.

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1417) recommending that S.B. No. 930, SD 1, HD 1 pass Third Reading.

By unanimous consent, action was deferred one legislative day.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that Senate Bill Number 1138, HD 1 has been re-referred solely to the Committee on Health per Committee Referral Sheet Number 49. The Committee on Judiciary waived its referral to this measure. Therefore, it is appropriate for the House to consider action for passage on Third Reading. We will have four motions on this measure."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on S.B. No. 1138, HD 1. (Representative Cabanilla was excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1217, recommending referral to the Committee on Judiciary. (Representative Cabanilla was excused.)

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative Cabanilla was excused.)

UNFINISHED BUSINESS

S.B. No. 1138, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1138, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

At 12:58 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1138, HD 1

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that per Committee Referral Sheet Number 49, House Resolution Number 121 and its companion, House Concurrent Resolution Number 152 have been re-referred solely to the Committee on Veterans, Military & International Affairs, & Culture and the Arts. The Committees on Economic Development and Business and Finance waived their referral to these measures and therefore it is appropriate for the House to consider action for adoption."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on H.R. No. 121; and H.C.R. No. 152. (Representative Cabanilla was excused.)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report Nos. 1294 and 1295, recommending referral to the Committee on Economic Development & Business. (Representative Cabanilla was excused.)

UNFINISHED BUSINESS

H.R. No. 121; and H.C.R. No. 152:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.R. No. 121, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was adopted, with Representative Cabanilla being excused; and

H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THE UNITED STATES-INDONESIA COMPREHENSIVE PARTNERSHIP AND THE GLOBAL SIGNIFICANCE OF ENHANCED COOPERATION BETWEEN THE UNITED STATES AND INDONESIA," was adopted, with Representative Cabanilla being excused.

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1404) recommending that S.B. No. 326, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 326, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1405) recommending that S.B. No. 327, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 327, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1406) recommending that S.B. No. 593, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 593, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cheape rose to disclose a potential conflict of interest, stating:

"I'd like to request a ruling on a potential conflict. My family has a poultry farm. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My family operates a farm," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 593, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1407) recommending that S.B. No. 993, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 993, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1408) recommending that S.B. No. 505, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 505, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition with a brief comment. Mr. Speaker, the monthly maintenance fee in condominiums is getting to be, it's almost a second mortgage, it's getting so high. And they keep going up because costs keep going up. My fear on this bill which is asking for another fee, either $3 a unit or $1 a unit, is going to be one of the straws that breaks the camel's back.

"Why I say this is because some condominiums, like some families, like some businesses, like some nations, like some cities, are managed very well and they get along. This is going to be used for those that don't get along very well and they have to go to arbitration. There's going to be some bad apples out there, going to suck all this money in this trust fund, and all the good managed condos are going to have to be subsidizing and paying for that. Because of that I think it's running in the wrong direction. Because of those reasons I'm voting no."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. At my law firm I represent condominium associations. Thank you," and the Chair ruled, "no conflict."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 505, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives Fale, Fukumoto, McDermott and Ward voting no, and with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1409) recommending that S.B. No. 511 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1410) recommending that S.B. No. 633 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 633, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITIES," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1411) recommending that S.B. No. 1039 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1412) recommending that S.B. No. 1042, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1042, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1413) recommending that S.B. No. 1066, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1066, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1414) recommending that S.B. No. 1067, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1067, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1067, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Fukumoto and McDermott voting no, and with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1415) recommending that S.B. No. 1070, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1070, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1070, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1416) recommending that S.B. No. 1071, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1071, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1071, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Cabanilla being excused.

At this time, the Chair stated:

"Members, we have deferred Stand. Com. Report Number 1417, Senate Bill 930 for one legislative day, as stated earlier."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1418) recommending that S.B. No. 1000, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1000, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1419) recommending that S.B. No. 1001 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO THE ENHANCED 911 BOARD," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1420) recommending that S.B. No. 1068, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1068, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1068, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, McDermott and Ward voting no, and with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1421) recommending that S.B. No. 1280, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1280, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1422) recommending that S.B. No. 1349, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1349, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 50 ayes, with Representative Cabanilla being excused.

At 1:09 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 326, SD 1, HD 1
S.B. No. 327, SD 1, HD 1
S.B. No. 593, SD 2, HD 1
S.B. No. 993, SD 2, HD 1
S.B. No. 505, SD 2, HD 1
S.B. No. 511
S.B. No. 633
S.B. No. 1039
S.B. No. 1042, SD 2, HD 1
S.B. No. 1066, HD 1
S.B. No. 1067, SD 2, HD 1
S.B. No. 1070, SD 2, HD 1
S.B. No. 1071, SD 2, HD 1
S.B. No. 1000, SD 1
S.B. No. 1001
S.B. No. 1068, SD 2, HD 1
S.B. No. 1280, SD 2, HD 1
S.B. No. 1349, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1423) recommending that S.B. No. 1102 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1102 pass Third Reading, seconded by Representative Awana.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a possible conflict. My wife is a consultant to Hawaii Pacific Health," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1102, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1424) recommending that S.B. No. 305, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 305, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I'm rising to speak against the bill. Thank you. Mr. Speaker, the bill is a good idea. My opposition relates to its expansion. This will authorize HPHA to develop commercial, industrial and other properties if HPHA determines that its use will be an integral part of public housing development or benefit the community.

"So in other words, if it were tightly drafted to just public housing property, fine. But when it's expansive like this I see PLDC kind of oozing out of its language. Thank you."

Representative Ward rose in opposition to the measure and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives McDermott, Thielen and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1425) recommending that S.B. No. 1112 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1426) recommending that S.B. No. 1118, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1118, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McKelvey voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1427) recommending that S.B. No. 306, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 306,

SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1428) recommending that S.B. No. 1340, SD 2, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1340, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. Brief comments. I often get up here to criticize when I think something is amiss. We had a similar House Bill, and I just want to say, well done. This, I think, is a very good measure and I just wanted to say something positive today. The good news is I got it all out of my system on Second Reading so I don't think I'll be talking much today. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Carroll rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to comment on a potential conflict. I just received my temporary foster care license because I'm in the process of adopting a baby, who is related to me, who is in CPS. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1340, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1429) recommending that S.B. No. 886 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 886, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Coffman voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1430) recommending that S.B. No. 891 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 891, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1431) recommending that S.B. No. 331, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 331, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, once more with reservations. As this measure goes into conference I would hope the conferees of the House would consider the federal standard as the tip credit amount, the federal standard in regards to the tip credit amount at the federal level. Thank you very much."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I think it's laudable that we want to raise the minimum wage and I think it's great that we've heard in testimony that many businesses are willing, up to a certain point.

"I do hope that as this bill moves into conference we look at potentially providing some relief period in between the successive increases so that it allows a little bit more flexibility in terms of everyone's budgets for these small businesses just to be able to adjust and plan accordingly so that we actually can fulfill paying higher wages. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, when I first came to Hawaii in my mid-teens, the minimum wage I believe was about $5.15 an hour or so. I was one of those workers at minimum wage. And a BBQ mix plate was about $5.50 at L&L, and McDonald's had 49 cent hamburger days and I think it was either on Tuesday or Thursday.

"Now, Mr. Speaker, the BBQ mix plates on average are $10 or more. Minimum wage is what, $7.75 right now an hour? My little sisters work at minimum wage. What I don't like about this bill, Mr. Speaker, is why are we tinkering with the system? If we're going to do something, let's go big, let's go big as they say, as some of my friends in the army say.

"I have something here. It's the Spotlight on Poverty, Mr. Speaker, and it says, the hourly wage necessary to afford a 2 bedroom apartment is $31.68 an hour. $31.68 an hour. What we're moving this up to is $9.00 an hour by 2017. Is this really going to get the help to the people that need it, Mr. Speaker? I don't think it does.

"So, this continues to put a band-aid, Mr. Speaker, on an over-arching economic and education problem that we have throughout the state. We know that this is a big issue, it's a hot topic in the community. People are always talking about living wage, increasing the minimum wage. But we're not doing what we need to do to really impact the quality of life and the cost of living here in the State of Hawaii, Mr. Speaker.

"That's my big concern with this, is we have a tendency like with a lot of issues that we have with our Department of Education, where we go and we just repair, we just throw a little duct tape on it. Like I do with my car, Mr. Speaker, I don't have the money so I put a little duct tape on my bumper, hope it stays on for another few months until I can save the money to fix it.

"I don't want to put duct tape on problems, Mr. Speaker. We need to do something real. We need to fix the problem. These little micro increases so that we can turn around, we raised the minimum wage, and still not address the hard questions, the hard problems that need to be solved. I really don't like it when I see people come and say, okay all we need to do is tinker here, tinker there, a little duct tape here.

"Mr. Speaker, we need to do more than what we're doing, and this small increase isn't going to. If we're going to fix the problem, let's go to $31.68 an hour. Let's not play around. So, Mr. Speaker, my opposition to this is that one, we're not addressing the underlying issues with the cost of living, with the hardship that our community faces.

"I guarantee you, Mr. Speaker, when we get to $9.00 an hour in 2017, a BBQ mix plate is going to be $20. The purchasing power of this $9.00 probably isn't even, at the rate we're printing money, at the rate that our currency is losing its value, the purchasing power of this $9.00 isn't even going to be the same as the $7.75 that it is today. Just like it's not the same as the $5.15 when I got my first minimum wage job, Mr. Speaker. So I'm just saying, let's stop playing around and actually solve some problems, Mr. Speaker, when it comes to this issue."

Representative Har rose in opposition to 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 opposition to Standing Committee Report 1431, Senate Bill 331, Senate Draft 2, House Draft 1. The purpose of this bill is to increase minimum wage in increments from the current $7.25 to $9.00 by 2017.

"I do support a minimum wage increase because we want to ensure that Hawaii's people are earning a livable wage. However, while the current bill includes language for a tip credit, it is blanked out. Until that number is inserted, I am forced to oppose the minimum wage increase because without it, the bill will ultimately hurt the very people we are trying to help.

"SB 331, SD 2, HD 1 would severely impact low-wage earners in the restaurant industry. In a restaurant, only 'Front of the House' employees, such as wait staff, are making minimum wage. However, they earn also daily tips on top of their minimum wage earnings. Those who work in the 'Back of the House,' such as kitchen staff and maintenance, earn above minimum wage but do not receive any tips. According to the testimonies of those working in the restaurant industry, the total wages of 'Front of the House' staff far exceeds that of those working in the 'Back of the House.' Without a tip credit increase for employers, only 'Front of the House' staff would receive wage increases since they are technically only making minimum wage. This would consequently take away from the ability of an employer to increase the wages for kitchen workers and maintenance, or those who need it most.

"For this reason, I respectfully oppose this measure in its current form. Thank you, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, very briefly, my concern with this measure, and I am voting no, is that it goes out all the way to 2017. I don't know what the economy will look like then. I'd rather come back yearly or biannually. Thank you, sir."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. My reservations have to do with something not in this bill. It has to do with tip credit. Tip credit applies to only a small number of people in certain businesses and industries. Hawaii's tip credit is the lowest in the nation by far of the states that do have tip credit. Our tip credit is 25 cents. Most states that have tip credits, have tip credits in the range of $3.00 to $5.00.

"Now the difference between a 25 cents tip credit in Hawaii and the so-called norm in the $3.00 to $5.00 range, is enormous. We have a larger than average number of restaurants that of course have employees that rely on the tip credit. For the most part, increasing the tip credit for certain employees does not affect the work force in general. So for many people, a change in the trip credit would have no effect on them at all. But it would have an effect on restaurants and it would essentially redistribute the wages within the restaurant between the front and the back of the house.

"I think that many of the people working in the back of the house work for much, much less than the people in the front of the house. We've had several people comment in public hearings that it is sometimes very difficult to get the front of the house people, the waiters and the busboys, to leave their jobs and go into management, because the managers are getting less than those who get tips. So with these reservations I am in support. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure, stating:

"In support. I'd like to echo the sentiments of my colleague from Laie, that perhaps this amount doesn't go far enough and maybe the increase should be a little more. Maybe not until 67 hamburgers. Maybe not $31, but a little more."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Har, McDermott and Tokioka voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1432) recommending that S.B. No. 885, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 885, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 885, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Coffman voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1433) recommending that S.B. No. 1036 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1036, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1434) recommending that S.B. No. 406, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 406, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1435) recommending that S.B. No. 409, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 409, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MAHINA ‘OLELO HAWAI‘I," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1436) recommending that S.B. No. 69, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 69, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1437) recommending that S.B. No. 71, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 71, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PUBLIC SAFETY PROGRAMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1438) recommending that S.B. No. 680, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 680, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 680, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1439) recommending that S.B. No. 693, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 693, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. In support with reservations. The reservations are just for the matter, the street from my district which is included, while the residents wanted it, it came to our attention that there is no traffic light at that intersection and given that all the CIPs were wiped out in the budget I don't think we're going to be getting one soon. So hopefully they can look at that in conference. Thank you very much."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. This matter had been brought forward before and it passed and it was enacted and then we repealed it. Now we're going back again. I know that the people out there in our communities are in strong opposition of this matter. They perceive it as an invasion of privacy. And now we are discussing it again. I think this supplants the interest of the community. We know what their sentiments are and we're slowly giving it back.

"I think this is a waste of time, Mr. Speaker, a waste of resources, and this is not something we should be entertaining. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 693, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Cabanilla, Fale, McDermott and Thielen voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1440) recommending that S.B. No. 722, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 722, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Third Reading by a vote of 51 ayes.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1441) recommending that S.B. No. 454, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 454, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION," passed Third Reading by a vote of 51 ayes.

At 1:28 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1102
S.B. No. 305, SD 1, HD 1
S.B. No. 1112
S.B. No. 1118, SD 1, HD 1
S.B. No. 306, SD 1
S.B. No. 1340, SD 2, HD 2
S.B. No. 886
S.B. No. 891
S.B. No. 331, SD 2, HD 1
S.B. No. 885, SD 2, HD 1
S.B. No. 1036
S.B. No. 406, SD 2, HD 1
S.B. No. 409, SD 1
S.B. No. 69, SD 2, HD 1
S.B. No. 71, SD 2, HD 1
S.B. No. 680, SD 1, HD 1
S.B. No. 693, SD 2, HD 1
S.B. No. 722, SD 2, HD 1
S.B. No. 454, SD 1, HD 1

Representatives Nakashima and McKelvey, for the Committee on Labor & Public Employment and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1442) recommending that S.B. No. 1293, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 1293, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, on the face of this it doesn't look like a big deal. It only points out the small guys. If you're a sole proprietor, you've got to meet certain standards. This and the previous bills that Speaker Emeritus said 'with reservations,' the

fees, the escrows, the banking institutions. What we're doing is a creeping strangulation of competition.

"Mr. Speaker, I've worked in the UN and I spent a lot of time in Europe because our headquarters when I was in Africa was in Europe. So I learned a lot about entrepreneurship that was going on in Europe because I was doing small business in Africa. What the Europeans have done is lift the threshold for entry into business by regulations, qualifications, fees, dues, insurances and what have you, so only the big guys can make it. This is another one of those. It kind of grieves me that I see these, they pick on the small guys. It makes the big guys with the fees who can afford these things without a problem, and I'm speaking to the other issues that Speaker Emeritus referred to.

"I think we have to keep an open field and an open market, Mr. Speaker, if we're going to be really entrepreneurially sound. To have colleagues like my colleague from Laie bemoaning the fact that, hey if you don't have $31 an hour you can't even buy a house. We've got a bad economic model, we've got a bad business model in Hawaii. 57% of our people can't afford to send their kids to school without a subsidized lunch. We need to generate jobs and good jobs, Mr. Speaker.

"Every time I see one of these bills it grieves me that, get the small guy, push him down, don't let the sole proprietor become a partnership or corporation and then hire people and become prosperous. We've got to have a mindset that's slightly different from this, Mr. Speaker.

"I'm not speaking from my point of view, I'm speaking from the reputation we have in this nation as anti-business, too regulated, too overly bureaucratic and too much stuffed with our own self. We've lived off our good looks for so long, we've stopped using our brains. I think we've got to get into our brains and stop picking on the small guys like this one does. Thank you for hearing my ventilation. Thank you."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, there's a lot of guys, a lot of workers in my community that are trying to get out of poverty. 79.2% of them are on subsidized lunches at the elementary school. A lot of them want work. But the challenges that they face in getting into work that will actually be enough to raise them, their families and their children in the way that they want, Mr. Speaker, it seems to be growing harder and harder every day. They definitely have a huge uphill battle, especially if you're in the situation of poverty, Mr. Speaker, and you're trying to rise out of it. There's roadblock after roadblock after roadblock.

"This, Mr. Speaker, continues to add some of those roadblocks to the members of my community that are trying to better their own lives and the lives for their families by making it that much more difficult to become an entrepreneur, to become an individual who takes the initiative to start their own business, to become their own person and to succeed. For those reasons, Mr. Speaker, I must be opposed to this measure."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1293, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1443) recommending that S.B. No. 890, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 890, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 890, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Second Reading and was placed on the calendar for Third Reading.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1444) recommending that S.B. No. 856, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 856, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed Second Reading and was placed on the calendar for Third Reading.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1445) recommending that S.B. No. 1079, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1079, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1446) recommending that S.B. No. 1020, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1020, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict. I run a nonprofit. Thank you," and the Chair ruled, "no conflict."

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Same request as the previous speaker. Thank you," and the Chair ruled, "no conflict."

Representative Lowen rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict of interest. I'm on the board of a nonprofit. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1020, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1447) recommending that S.B. No. 1092, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1092,

SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1448) recommending that S.B. No. 1094, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1094, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1449) recommending that S.B. No. 1188, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1188, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1450) recommending that S.B. No. 1191, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1191, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1451) recommending that S.B. No. 1193, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1193, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and brief comment. Mr. Speaker, this is a bill that says if you consume liquor or food, meat, fish, either traveling away from Hawaii between the islands, or traveling to the mainland, or Japan, or wherever overseas, we no longer are going to exempt you from paying the GE Tax.

"Mr. Speaker, 15 years as a retailer in Waikiki, anytime we had customers come in who ordered something and we sent it to the mainland, i.e. an export, we were exempted from the GE Tax, just like these people here were.

"Mr. Speaker, right now you know how much it costs to get to Maui or the Big Island? It's called one arm and one leg. Mr. Speaker, this is going to take the airlines, our local airlines, and say all of these exemptions for the food you serve is no longer going to be exempt. I don't think we need the price of air travel to go up. We're in the middle of the Pacific, we need to keep people able to travel. And this small exemption, and I know a couple of years ago we exempted everybody and their uncle, well we took away exemptions. But we're still on that exemption pull-away, and I think this is a cruel and unusual one because it's going to affect a lot of our neighbor island people.

"For those reasons, Mr. Speaker, this is nothing but a money grab, and I see comes out of 'by request,' the Governor's office, interesting. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition, brief comment. Mr. Speaker, I live in the Koolauloa community, which is actually shrinking in population. And that has largely to do, Mr. Speaker, with Hawaii's number one export which is our young people. There are more and more people moving into my community, the millionaires from the mainland, millionaires from Europe, who spend a couple weeks of the year in my community before they spend the rest of the time elsewhere. We make it more and more expensive and push the hope of owning a home farther and farther out of the reach of young people. We make it more difficult and more expensive to own condominiums, now.

"Mr. Speaker, this bill to me seems like we're trying to squeeze the last few pennies out of the young people who may find themselves in a position where they have to leave the State of Hawaii to find a life for themselves elsewhere. For that, Mr. Speaker, making the cost of travel both to and from the State of Hawaii, I think is a bad idea. Especially for those reasons where the people that I hope to make life a little bit better for, our working families, our elderly, Mr. Speaker, I think this bill does not assist them. So for those reasons, Mr. Speaker, I must be opposed."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1193, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale, McDermott and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1452) recommending that S.B. No. 1197, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1197, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1453) recommending that S.B. No. 1206, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1206, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1454) recommending that S.B. No. 1360, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1360, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was placed on the calendar for Third Reading.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1455) recommending that S.B. No. 479,

SD 2 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 479, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF A METROPOLITAN PLANNING ORGANIZATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1456) recommending that H.R. No. 73, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 73, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was adopted.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1457) recommending that H.C.R. No. 96, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 96, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was adopted.

THIRD READING

S.B. No. 827, SD 1, HD 1:

Representative Saiki moved that S.B. No. 827, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support and I just would like to enter written comments into the Journal. Thank you."

Representative McKelvey's written remarks are as follows:

"Lapses in election law produce unforeseen consequences. While I hold all of my colleagues in the highest esteem, the possibility of a single unscrupulous candidate tarnishing the integrity of our state's system of representative government is at present an unfortunate reality.

"The State Legislature must be vigilant in providing adequate safeguards to preserve the integrity of each and every ballot. Any candidate handling or in possession of another person's voter registration ballot raises serious concerns to me regardless of the situation. The public eye has grown tremendously with the popularity of social media and camera phones and any situation with a candidate handling another person's ballot will have disastrous effect. For this reason I fully concur with the penalties proposed in this bill. This measure protects all voters, especially our *kupuna* and disabled who are the most susceptible in these scenarios. Finally, this bill ensures that everyone's perspectives, experiences and interests are accurately voiced in the electoral process."

The motion was put to vote by the Chair and carried, and S.B. No. 827, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," passed Third Reading by a vote of 51 ayes.

At 1:42 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 827, SD 1, HD 1

ANNOUNCEMENTS

Representative Thielen: "Thank you. Mr. Speaker, I bet you know what I'm going to announce. Tomorrow is the 14th Annual Hemp Aloha Friday, and if Members would wear natural fiber shirts or dresses or muumuus. It's in honor of Earth Day too, in advance. Thank you."

Representative Nishimoto, for the Committee on Finance, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures today, April 4, 2013, at 2:17 p.m. in Conference Room 308, and the Chair "so ordered."

Senate Bill 82, Relating to the Hawaii Public Housing Authority;
Senate Bill 665, Relating to Health;
Senate Bill 666, Relating to Health;
Senate Bill 803, Relating to Water; and
Senate Bill 1265, Relating to Contracts.

Representative Awana: "Mr. Speaker, I'd just like to request a moment of silence. Earlier this morning Representative McDermott and I attended a breakfast event where we heard some saddening news. For those who graduated from the University of Hawaii, William Richardson School of Law, you may have known or at least known of this man.

"He was also the founder of the Pacific Asian Affairs Council that has introduced thousands of high school students to the world of international affairs. He served as the Honolulu Academy of Arts trustee, Pacific Forum advisor, a member of the esteemed Consular Corp, and a Hawaii philanthropist.

"Frank Boas passed away a few weeks ago and at the appropriate time I'd like to request a moment of silence in reverence of his passing."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Mr. Frank Boas.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. No.	Re-referred to:
136	Committee on Finance

H.C.R. No.	Re-referred to:
168	Committee on Finance

ADJOURNMENT

At 1:45 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, April 5, 2013. (Representatives Lee and Wooley were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 4, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President

and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 178, HD 1, SD 1
H.B. No. 224, HD 3, SD 2
H.B. No. 407, HD 2, SD 2
H.B. No. 424, HD 1, SD 2
H.B. No. 504, HD 1, SD 1
H.B. No. 519, HD 1, SD 1
H.B. No. 653, SD 1
H.B. No. 880, HD 2, SD 2
H.B. No. 929, SD 1
H.B. No. 1375, SD 2

"April 4, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following Senate Bill, of which a copy is attached hereto:

S.B. No. 886, entitled:

"PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES."

Said measure passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

FORTY-FIFTH DAY

Friday, April 5, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Dr. John R. Heidel of United Church of Christ, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Say, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Fourth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 258 and 1105) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 258, dated March 18, 2013, transmitting the Lead By Example State of Hawaii Agencies' Energy Initiatives FY 2011-2012 Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Acts 96 and 106, SLH 2006.

Gov. Msg. No. 1105, informing the House that on April 4, 2013, the following bill was signed into law:

H.B. No. 373, entitled: "A BILL FOR AN ACT RELATING TO MAMMOGRAPHY REPORTING." (ACT 005)

At 12:11 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:12 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 441 through 452) were received and announced by the Clerk:

Sen. Com. No. 441, dated April 4, 2013, informing the House that the Senate has on April 3, 2013, agreed to the amendments proposed by the House to the following Senate Bill and that said bill has this day passed Final Reading:

S.B. No. 870, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS."

Sen. Com. No. 442, transmitting H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 443, transmitting H.B. No. 919, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 444, transmitting H.B. No. 921, entitled: "A BILL FOR AN ACT RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 445, transmitting H.B. No. 925, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 446, transmitting H.B. No. 927, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 447, transmitting H.B. No. 200, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 448, transmitting H.B. No. 369, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE SAFETY," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 449, transmitting H.B. No. 654, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 450, transmitting H.B. No. 811, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 451, transmitting H.B. No. 865, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL REDEVELOPMENT," which passed Third Reading in the Senate on April 4, 2013.

Sen. Com. No. 452, transmitting H.B. No. 1314, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," which passed Third Reading in the Senate on April 4, 2013.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representatives Carroll and Say were excused.)

H.B. No. 200, HD 1, (SD 1)
H.B. No. 369, HD 3, (SD 2)
H.B. No. 654, HD 2, (SD 1)
H.B. No. 811, HD 2, (SD 1)
H.B. No. 865, HD 1, (SD 1)
H.B. No. 1314, HD 1, (SD 1)

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 97) was received by the Clerk and was placed on file:

Dept. Com. No. 97, from the Hawaii Health Systems Corporation dated March 15, 2013, transmitting the Report on Certification of Losses from Participation in the Quest and Quest Expanded Access Programs and Providing Services to Uninsured Patients for the quarter ending December 31, 2012, pursuant to Act 178, Section 160, SLH 2005.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Fukumoto introduced her intern, Ms. Candice Liang from Nanjing University.

Representative Takai introduced Ret. Colonel George Coan, Director of the Association of the United States Army.

At 12:14 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Aquino, Rhoads, Say and Tokioka were excused.)

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1417) recommending that S.B. No. 930, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 930, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative McKelvey offered Floor Amendment No. 12, amending S.B. No. 930, SD 1, HD 1, as follows:

"SECTION 1. Senate Bill No. 930 S.D. 1, H.D.1, RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE, is amended as follows:

1. By amending section 1 to read:

"SECTION 1. The legislature finds that the Pacific international space center for exploration systems, including its proposed aerospace technology research and development park project, is an economic driver for the island of Hawaii that promotes the establishment and growth of new sustainable and green industries along with associated jobs, workforce development, internships, and science, technology, engineering, and math education programs.

The legislature also finds that the Pacific international space center for exploration systems aerospace technology research and development park project will attract investment that will help leverage the costs of expanding the island of Hawaii's broadband capacity.

Current market demands for concrete in Hawaii are primarily met through cement and asphalt imports. Research and development enabling innovative technologies in basalt concrete composition and delivery is an attractive and self-sustaining alternative to continued cement and bitumen imports.

There is also interest in and work being done on developing various basaltic concrete binding methods at the National Aeronautics and Space Administration, Hanyang University of Korea, Purdue University, American Society of Civil Engineers, and many other professional organizations. In addition to enabling three dimensional concrete printing technology, this work holds amazing potential for creating advanced manufacturing jobs and inexpensive building options in the State of Hawaii.

The proposed Pacific international space center for exploration systems sustainable concrete initiative is an important step toward realizing this potential, providing an investment in the future of Hawaii and its economy by offering a self-sufficient and in-situ source of concrete for local applications.

The purpose of this Act is to provide state funding to support the investigative stage of the Pacific international space center for exploration systems sustainable concrete initiative. This investigative stage will help identify appropriate binding methods and technologies; quantifiably test and validate the identified technologies in terms of durability, compressive strength, and other ASTM International certification standards; and help identify appropriate out-of-state partners and investors, as well as other extramural funding sources, for program development."

2. By amending section 2 to read:

"SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of $ or so much thereof as may be necessary for fiscal year 2013-2014 to support the investigative stage of the Pacific international space center for exploration systems sustainable concrete initiative.

The sum appropriated shall be expended by the department of business, economic development, and tourism for the purposes of this Act."

3. By amending section 3 to read:

"SECTION 3. The Pacific international space center for exploration systems shall submit a report to the legislature on September 1 of each year, commencing on September 1, 2013, that includes:

(1) An updated business plan regarding the aerospace technology research and development park project;

(2) Details on any progress made toward the development of a world-class space center in Hawaii;

(3) The development of technologies for basalt concrete composition and delivery and any effect on the level of cement and bitumen imports into the State;

(4) The status of all working relationships with educational and research institutions, federal agencies, and local industry on the use of existing basalt resources in the State to identify, verify, and validate sustainable and in-situ concrete binders;

(5) Details on any progress made toward the development of a robotic operator training and certification program, including program location, course and curriculum development, and when the program is expected to begin accepting students;

(6) The level of private sector investment in aerospace and related industries, including the number and nature of any partnerships with private industry to facilitate state-based manufacturing and operations related to green energy technology;

(7) The status of the memorandum of understanding with Hawaii Techworks and the east Hawaii community development corporation regarding the cultivation of a skilled local workforce to support planned manufacturing operations; and

(8) A detailed statement of assets, liabilities, revenues, and expenses for the corresponding fiscal year ending June 30.""

On motion by Representative McKelvey, seconded by Representative Choy and carried, Floor Amendment No. 12, amending S.B. No. 930, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE," was adopted, with Representatives Say and Tokioka being excused.

At 12:41 o'clock p.m., the Chair noted that Floor Amendment No. 12 was adopted.

At this time, the Chair stated:

"Members, please note that the 48 hour notice for SB 930, SD 1, HD 2 is in order. Thank you very much."

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1458) recommending that S.B. No. 1184, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1184, SD 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 Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1459) recommending that S.B. No. 1185, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1460) recommending that S.B. No. 1187, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1187, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT TAXES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1461) recommending that S.B. No. 1190, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1190, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1462) recommending that S.B. No. 1192, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1192, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF TAXES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1463) recommending that S.B. No. 1203, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1203, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1464) recommending that S.B. No. 68, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 68, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Ohno rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 68, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1465) recommending that S.B. No. 978, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 978, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representatives Evans, Takumi and Luke, for the Committee on Water & Land and the Committee on Education and the Committee on Finance, presented a report (Stand. Com. Rep. No. 1466) recommending that S.B. No. 237, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 237, SD 2, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. A no vote too, and for the purpose of, I believe school land should be for school purposes. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 237, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives McDermott, Thielen and Ward voting no, and with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1467) recommending that S.B. No. 1289, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1289, SD 2, 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 Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1468) recommending that S.B. No. 1298, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1469) recommending that S.B. No. 1194, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1194, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1470) recommending that S.B. No. 458, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 458, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1471) recommending that S.B. No. 948, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 948, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Awana.

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 948, SD 1, HD 1. This bill expands the application of the GET and Use Tax and requires collection of taxes from sellers who engage or continue within the state in business. In essence, the bill is designed to tax internet transactions conducted by businesses with a physical presence in Hawaii. My primary concern is that this bill is a functional tax increase, which will increase the cost of living for residents. Additionally, this bill may have the unintended consequence of ending affiliate relationships in the state and could lead to local businesses losing revenue. For these reasons, I am voting with reservations."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and just a reminder to our colleagues that this could be potentially the biggest tax increase in contemporary history. Thank you."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 948, SD 1, 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 Fale, Fukumoto, McDermott, Thielen and Ward voting no, and with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1472) recommending that S.B. No. 1361, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1361, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1361, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BANYAN DRIVE," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1473) recommending that S.B. No. 1133, SD 2, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1133, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1133, SD 2, HD 2. This bill removes the exemption for liquid dietary supplement containers in amounts greater than one ounce from the deposit beverage container program. Senior dietary supplements, such as Ensure, now seem to be exempted. I do, however, worry that this bill will exacerbate the cost of living for our residents, and may in some cases, have the most impact on those who are least equipped to handle increased fees."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1133, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Third Reading by a vote of 46 ayes to

3 noes, with Representatives Fale, Fukumoto and McDermott voting no, and with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1474) recommending that S.B. No. 515, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 515, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 515, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Aquino, Cheape, Cullen, Fukumoto, Johanson and Yamane voting no, and with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1475) recommending that S.B. No. 573, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 573, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ohno rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ohno's written remarks are as follows:

"SB 573 is a vehicle for this Body to give back to individuals who give so much of themselves to their profession. As state budget limitations continue and parent support dwindles in many areas, teachers in our public school system often reach into their own pockets to ensure that their students are properly equipped with everyday essentials to learn. While we work to find balance fully funding our statewide classrooms and other necessary programs, I support this opportunity to ease the burden on teachers who have so willingly stepped up to close the gap with their own finances."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 573, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1476) recommending that S.B. No. 1100, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1100, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1477) recommending that S.B. No. 540 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 540, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1478) recommending that S.B. No. 551, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 551, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure.

"As many of us know, the United States has had a tumultuous history in the Middle East over the past three decades. This history cannot be ignored. The Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, Operation New Dawn, the Global War on Terrorism, Homeland Defense and Operation Noble Eagle were the wars of this generation and its veterans and heroes must be honored.

"Hawaii has already dedicated the Korean-Vietnam War Memorial on the grounds of the State Capitol to remember those in Hawaii who sacrificed their lives for others during these wars. For some of us, these wars directly affected our generation or our parents' generation. This memorial holds special significance for those who can remember what it felt like during those times of hardship. We could relate to our Korean and Vietnam War veterans who gave their lives to serve their country; they were our classmates, our relatives, our peers and our friends. We remember who they were. We remember their stories in the news, and the memorial serves both as tribute to their sacrifice, tribute to the wars' living veterans, and as a beacon of hope for us.

"The veterans and families of these Middle East wars also deserve to have the same tribute because they too sacrificed everything for our nation. After 9/11, our security was shattered, our country broken, and we mourned for those lost. Though we in Hawaii are separated from the continental US, distance did not separate our collective grief and resolve to prevent another 9/11 attack from occurring. Local men and women did not merely endure, but instead joined the armed services intent on rebuilding what our nation lost, and left home to enter lands of uncertainty and conflict. Service members from Hawaii gave and lost their lives. Though memorializing their sacrifice cannot possibly express the extent of gratitude of our state, it serves to remind veterans and family members that we do not forget those who have sacrificed everything.

"This memorial established for the veterans of the Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, Operation New Dawn, the Global War on Terrorism, Homeland Defense, and Operation Noble Eagle would honor this generation's heroes, veterans, and military families, and would remind them that there is hope in loss, that there can be honor in death, and that freedom does not come without a price.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict, Mr. Speaker. I'm a veteran in one of these conflicts. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 551, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1479) recommending that S.B. No. 750, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 750, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 750, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA INFRASTRUCTURE," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1480) recommending that S.B. No. 933, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 933, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Can I get a ruling on a potential conflict. I'm a beneficiary of Tri-Care. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Same request, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I own a diagnostic clinic that accepts Tri-Care payments as well as I'm a beneficiary. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 933, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1481) recommending that S.B. No. 1258, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1258, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support on this measure. Mr. Speaker, quite often I'm usually popping up with a no. But I want to commend the body. This is a good piece of legislation. It will help small businesses, particularly in the Mapunapuna area, folks that I know, folks that a lot of us know came to testify. One company, GP Roadway Solutions, friends of mine over there, told me they could lose 150 jobs.

"What this measure does is put up the neighboring lease rent renegotiations for all to see, transparency, openness. I understand the legal concerns about contractual issues, I get that, but this helps the small businessmen who employ our friends and neighbors stay in business. So I want to commend the body. It's a good job. Good job to you, Mr. Speaker, and thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1258, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1482) recommending that S.B. No. 343, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 343, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

At 12:55 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1361, SD 2, HD 1
S.B. No. 1133, SD 2, HD 2
S.B. No. 515, SD 2, HD 1
S.B. No. 573, SD 2, HD 1
S.B. No. 1100, SD 1, HD 1
S.B. No. 540
S.B. No. 551, SD 2, HD 1
S.B. No. 750, SD 2, HD 1
S.B. No. 933, SD 1, HD 1
S.B. No. 1258, SD 1, HD 1
S.B. No. 343, SD 2, HD 1

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1483) recommending that H.C.R. No. 6, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 6, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF PUBLIC LAW 103-150, RECOGNIZING THE PROGRESS MADE TOWARDS RECONCILIATION AND NATIVE HAWAIIAN SELF-GOVERNANCE AND SELF-DETERMINATION, REAFFIRMING THE STATE'S COMMITMENT TO RECONCILIATION WITH NATIVE HAWAIIANS FOR HISTORICAL INJUSTICES, URGING THE FEDERAL GOVERNMENT TO ADVANCE RECONCILIATION EFFORTS WITH NATIVE HAWAIIANS, AND SUPPORTING EFFORTS TO FURTHER THE SELF-DETERMINATION AND SOVEREIGNTY OF NATIVE HAWAIIANS," was adopted, with Representatives Say and Tokioka being excused.

THIRD READING

S.B. No. 479, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 479, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF A METROPOLITAN PLANNING ORGANIZATION," passed Third Reading by a vote of 49 ayes, with Representatives Say and Tokioka being excused.

At 12:56 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 479, SD 2

ANNOUNCEMENTS

Representative Kawakami: "Thank you, Mr. Speaker. I just want to, from the bottom of my heart, thank everybody for their thoughts and prayers for my mom. She's back at home on Kauai doing just fine. So I'm just lucky to have you guys. Thank you very much."

Representative Thielen: "Thank you, Mr. Speaker. I just would like to thank all the Members for as much as they could choosing natural fiber to wear today in honor of Earth Week.

"Mr. Speaker, I think I may have jumped the gun a little bit on the actual day of Earth Day. Pastor John Heidel told me today that his church is celebrating the entire month of April as Earth Month. So as much as we can, why don't we on Friday's here select our natural fibers in honor of Earth Month. Thank you. And I must say, you look very distinguished. Thank you."

Speaker Souki: "I thought you were going to say handsome, but I'll take that. Thank you."

Representative Cabanilla: "Thank you, Mr. Speaker. Along with the celebration of the Day of Valor, which is next week, I would like to invite all the Filipino Caucus members to have our official annual photo taking next week Friday at 11:30 in this Chamber. Thank you, Mr. Speaker."

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 10:00 o'clock p.m. this legislative day for the purpose of receiving Standing Committee Reports and Senate Bills transmitted thereby, seconded by Representative Fukumoto and carried. (Representatives Say and Tokioka were excused)

RECESS

At 12:58 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, April 9, 2013. (Representatives Har, Say and Tokioka were excused.)

SUPPLEMENTAL CALENDAR #1

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 1484 through 1622), were received by the Clerk prior to 10:00 o'clock p.m. this legislative day, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies were made available to the Members of the House, and the following action was taken:

Stand. Com. Rep. No. 1484 (EDB) and S.B. No. 48, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1485 (CPC) and S.B. No. 512, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1486 (JUD) and S.B. No. 4, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1487 (JUD) and S.B. No. 1106, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1488 (JUD) and S.B. No. 529, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1489 (JUD) and S.B. No. 88, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1490 (JUD) and S.B. No. 1176, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1491 (JUD) and S.B. No. 1177, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1492 (FIN) and S.B. No. 332, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1493 (FIN) and S.B. No. 883, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1494 (FIN) and S.B. No. 895, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1495 (FIN) and S.B. No. 904, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1496 (FIN) and S.B. No. 905, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1497 (FIN) and S.B. No. 906, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1498 (FIN) and S.B. No. 907, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1499 (FIN) and S.B. No. 908, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1500 (FIN) and S.B. No. 909, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1501 (FIN) and S.B. No. 910, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1502 (FIN) and S.B. No. 911, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1503 (FIN) and S.B. No. 23, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1504 (FIN) and S.B. No. 524, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1505 (FIN) and S.B. No. 98, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1506 (FIN) and S.B. No. 815, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1507 (FIN) and S.B. No. 84, 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 April 9, 2013.

Stand. Com. Rep. No. 1508 (FIN) and S.B. No. 1025, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1509 (FIN) and S.B. No. 403, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BONDS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1510 (FIN) and S.B. No. 407, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1511 (FIN) and S.B. No. 498, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1512 (FIN) and S.B. No. 1074, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1513 (FIN) and S.B. No. 1124, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1514 (FIN) and S.B. No. 1254, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1515 (FIN) and S.B. No. 1336, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1516 (FIN) and S.B. No. 1221, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1517 (FIN) and S.B. No. 879, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1518 (FIN) and S.B. No. 1010, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1519 (FIN) and S.B. No. 1003, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1520 (FIN) and S.B. No. 614, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1521 (FIN) and S.B. No. 1235, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1522 (FIN) and S.B. No. 606, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1523 (FIN) and S.B. No. 877, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1524 (FIN) and S.B. No. 896, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1525 (FIN) and S.B. No. 897, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1526 (FIN) and S.B. No. 898, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1527 (FIN) and S.B. No. 899, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1528 (FIN) and S.B. No. 901, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1529 (FIN) and S.B. No. 902, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1530 (FIN) and S.B. No. 903, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1531 (FIN) and S.B. No. 105, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1532 (FIN) and S.B. No. 199, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1533 (FIN) and S.B. No. 1339, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1534 (FIN) and S.B. No. 635, SD 1, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1535 (FIN) and S.B. No. 94, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1536 (FIN) and S.B. No. 1209, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1537 (FIN) and S.B. No. 1214, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1538 (FIN) and S.B. No. 239, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1539 (FIN) and S.B. No. 1082, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1540 (HLT) and S.B. No. 44, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1541 (CPC/JUD) and S.B. No. 642, 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 April 9, 2013.

Stand. Com. Rep. No. 1542 (CPC) and S.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1543 (CPC) and S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1544 (CPC) and S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1545 (CPC/JUD) and S.B. No. 655, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1546 (CPC) and S.B. No. 1073, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1547 (CPC) and S.B. No. 470, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1548 (CPC) and S.B. No. 120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1549 (CPC) and S.B. No. 1045, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1550 (CPC) and S.B. No. 19, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1551 (CPC) and S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1552 (CPC) and S.B. No. 15, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1553 (CPC) and S.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1554 (CPC) and S.B. No. 482, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1555 (CPC) and S.B. No. 586, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1556 (CPC) and S.B. No. 400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1557 (CPC) and S.B. No. 507, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1558 (CPC) and S.B. No. 682, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1559 (CPC) and S.B. No. 965, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1560 (CPC) and S.B. No. 506, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1561 (CPC) and S.B. No. 548, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1562 (CPC) and S.B. No. 987, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1563 (CPC) and S.B. No. 1077, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1564 (CPC) and S.B. No. 858, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1565 (JUD) and S.B. No. 516, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1566 (JUD) and S.B. No. 61, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1567 (JUD) and S.B. No. 888, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1568 (JUD) and S.B. No. 8, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1569 (JUD) and S.B. No. 9, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1570 (JUD) and S.B. No. 66, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1571 (JUD) and S.B. No. 960, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1572 (JUD) and S.B. No. 1183, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1573 (JUD) and S.B. No. 1357, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1574 (FIN) and S.B. No. 5, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1575 (FIN) and S.B. No. 753, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1576 (FIN) and S.B. No. 757, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1577 (FIN) and S.B. No. 668, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1578 (FIN) and S.B. No. 913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1579 (FIN) and S.B. No. 697, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1580 (FIN) and S.B. No. 244, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1581 (FIN) and S.B. No. 238, 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 April 9, 2013.

Stand. Com. Rep. No. 1582 (FIN) and S.B. No. 1083, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1583 (FIN) and S.B. No. 1084, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1584 (FIN) and S.B. No. 1093, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1585 (FIN) and S.B. No. 1095, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1586 (FIN) and S.B. No. 623, SD 2, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1587 (FIN) and S.B. No. 1087, SD 2, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1588 (FIN) and S.B. No. 563, SD 3, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1589 (FIN) and S.B. No. 1256, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1590 (FIN) and S.B. No. 1388, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1591 (FIN) and S.B. No. 102, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1592 (FIN) and S.B. No. 391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1593 (FIN) and S.B. No. 1101, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE

REIMBURSEMENT SPECIAL FUND," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1594 (FIN) and S.B. No. 873, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1595 (FIN) and S.B. No. 867, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1596 (FIN) and S.B. No. 1057, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1597 (FIN) and S.B. No. 946, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1598 (FIN) and S.B. No. 532, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1599 (FIN) and S.B. No. 997, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1600 (FIN) and S.B. No. 1265, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1601 (FIN) and S.B. No. 381, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1602 (FIN) and S.B. No. 49, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1603 (FIN) and S.B. No. 82, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1604 (FIN) and S.B. No. 803, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1605 (FIN) and S.B. No. 1261, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1606 (FIN) and S.B. No. 106, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1607 (FIN) and S.B. No. 665, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1608 (FIN) and S.B. No. 666, SD 2, 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 April 9, 2013.

Stand. Com. Rep. No. 1609 (FIN) and S.B. No. 1161, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1610 (FIN) and S.B. No. 1171, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1611 (FIN) and S.B. No. 46, SD 2, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1612 (FIN) and S.B. No. 1069, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1613 (JUD) and S.B. No. 3, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1614 (JUD) and S.B. No. 328, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1615 (JUD) and S.B. No. 1141, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1616 (JUD) and S.B. No. 535, SD 1, 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 April 9, 2013.

Stand. Com. Rep. No. 1617 (WAL) and S.B. No. 1207, 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 April 9, 2013.

Stand. Com. Rep. No. 1618 (FIN) and S.B. No. 345, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1619 (FIN) and S.B. No. 1196, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1620 (JUD) and S.B. No. 310, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1621 (JUD) and S.B. No. 1180, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES," were placed on the calendar for Third Reading on April 9, 2013.

Stand. Com. Rep. No. 1622 (JUD) and S.B. No. 1016, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS," were placed on the calendar for Third Reading on April 9, 2013.

ADJOURNMENT

At 10:00 o'clock p.m., the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, April 9, 2013.

HOUSE COMMUNICATIONS

House Communication dated April 5, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 200, HD 1, SD 1
H.B. No. 369, HD 3, SD 2
H.B. No. 654, HD 2, SD 1
H.B. No. 811, HD 2, SD 1
H.B. No. 865, HD 1, SD 1
H.B. No. 1314, HD 1, SD 1

House Communication dated April 5, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 200, HD 1, SD 1	Luke, Chr.; Cullen, Hashem, Ing, Johanson, Jordan, Kobayashi, Lowen, Morikawa, Nishimoto, Onishi, Takayama, Tokioka, Woodson, Yamashita, Fukumoto, Ward

FORTY-SIXTH DAY

Tuesday, April 9, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 9:06 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Kahu Sherman Thompson of Kamehameha Schools, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Fifth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 453 and 454) were received and announced by the Clerk:

Sen. Com. No. 453, transmitting S.C.R. No. 152, SD 1, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING MARCH AS BRAIN INJURY AWARENESS MONTH," which was adopted by the Senate on April 5, 2013.

Sen. Com. No. 454, transmitting S.C.R. No. 166, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY THE SOCIAL, ECONOMIC, AND RELIGIOUS IMPACTS OF ENACTING MARRIAGE EQUALITY IN HAWAII," which was adopted by the Senate on April 5, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ward introduced Ms. Mariia Mikhailova, a Legislative Fellow from Irkutsk, Siberia, Deputy Director of Economy Development Department of Irkutsk County and lecturer at Baikal State University; and his legislative aide, Mr. Scott Drinkall.

Representative Awana introduced her intern, Mr. Alexandru Cladco from Moldova; and her legislative aide, Ms. Melanie Pugay.

Representative Har introduced former Finance Committee Analyst, Ms. Nicole Velasco.

Representative Fale introduced Mr. Ed Garcia, who works with teachers in his community.

ORDER OF THE DAY

At this time, the Chair stated:

"Members, just a reminder, be advised that if you previously requested a ruling on a potential conflict of interest on a specific measure on Second Reading, you do not need to make a request on that measure today for Third Reading. So please spare us from more conflicts of interest if you already made one. Thank you, very much."

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar.

At 9:16 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:16 o'clock a.m.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion as these items have been agreed to by this Body for placement on the Consent Calendar."

S.B. No. 930, SD 1, HD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 930, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE," passed Third Reading by a vote of 51 ayes.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1484) recommending that S.B. No. 48, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 48, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1488) recommending that S.B. No. 529, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 529, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1489) recommending that S.B. No. 88, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 88, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. This measure will address concerns from residents in public housing who have been concerned about consuming alcohol in the common areas of these facilities. I believe the language inserted by the Judiciary Committee further clarifies the issue about transporting these containers. Residents in public housing should not be worried if their neighbors are drinking in open areas while walking to and from their vehicles or to and from work. We need to ensure safety for those who reside in public housing communities. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 88, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1490) recommending that S.B. No. 1176, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1176,

SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1491) recommending that S.B. No. 1177, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1503) recommending that S.B. No. 23, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 23, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1506) recommending that S.B. No. 815, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 815, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1507) recommending that S.B. No. 84, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 84, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1510) recommending that S.B. No. 407, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 407, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1512) recommending that S.B. No. 1074, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1074, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1513) recommending that S.B. No. 1124, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1124, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1517) recommending that S.B. No. 879, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 879, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1521) recommending that S.B. No. 1235, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1235, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1531) recommending that S.B. No. 105, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 105, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1532) recommending that S.B. No. 199, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 199, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1533) recommending that S.B. No. 1339, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1339, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. This measure will help rural communities retain a rural status for the purposes of continuing to be eligible for federal programs. My district will benefit from this bill and it is my hope that the other Members will realize the need that continues in Hawaii's rural communities as their needs are great and their challenges are many. The federal programs and funds will help to leverage the existing disadvantages such as access to healthcare, infrastructure distance and limited educational resources. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1339, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1534) recommending that S.B. No. 635, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 635, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1535) recommending that S.B. No. 94, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 94, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1538) recommending that S.B. No. 239, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 239, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1540) recommending that S.B. No. 44, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 44, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1542) recommending that S.B. No. 1075 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1543) recommending that S.B. No. 1076 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1544) recommending that S.B. No. 423 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1550) recommending that S.B. No. 19, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 19, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hashem and McDermott voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1553) recommending that S.B. No. 319, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1554) recommending that S.B. No. 482, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 482, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1556) recommending that S.B. No. 400, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1559) recommending that S.B. No. 965, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 965, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1561) recommending that S.B. No. 548, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 548, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1566) recommending that S.B. No. 61, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 61, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1567) recommending that S.B. No. 888, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 888, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1572) recommending that S.B. No. 1183, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1183, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1574) recommending that S.B. No. 5, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 5, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1578) recommending that S.B. No. 913, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1579) recommending that S.B. No. 697, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1580) recommending that S.B. No. 244, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 244, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1582) recommending that S.B. No. 1083, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1083, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1589) recommending that S.B. No. 1256, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1256, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1590) recommending that S.B. No. 1388, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1388, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1591) recommending that S.B. No. 102, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 102, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1592) recommending that S.B. No. 391, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1593) recommending that S.B. No. 1101, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1101, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1598) recommending that S.B. No. 532, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 532, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1604) recommending that S.B. No. 803, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 803, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1605) recommending that S.B. No. 1261, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1261, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1606) recommending that S.B. No. 106, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 106, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. Our *kupuna* are the prized jewels of Hawaii. This measure addresses many challenges that our elderly are faced with on a daily basis. Due to the recent budget cuts, many programs had been discontinued or no longer funded. This measure, Mr. Speaker, sends a message to our *kupuna*. This message states that the Hawaii State Legislature recognizes their needs and we want to make sure that our elderly will be properly cared for, and if there are needs to allow our elderly to live gracefully in their environment of choice – whether it be in their home, in the home of family members or in a care facility – we will do our best to make sure it happens. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 106, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1607) recommending that S.B. No. 665, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 665, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1608) recommending that S.B. No. 666, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 666, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1609) recommending that S.B. No. 1161, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1161, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," passed Third Reading by a vote of 51 ayes.

THIRD READING

S.B. No. 856, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 856, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed Third Reading by a vote of 51 ayes.

S.B. No. 1079, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1079, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Third Reading by a vote of 51 ayes.

S.B. No. 1020, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1020, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Third Reading by a vote of 51 ayes.

S.B. No. 1188, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1188, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," passed Third Reading by a vote of 51 ayes.

S.B. No. 1191, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1191, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW," passed Third Reading by a vote of 51 ayes.

S.B. No. 1187, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1187, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT TAXES," passed Third Reading by a vote of 51 ayes.

S.B. No. 1192, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1192, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF TAXES," passed Third Reading by a vote of 51 ayes.

At 9:18 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 930, SD 1, HD 2
S.B. No. 48, HD 1
S.B. No. 529, SD 1, HD 1
S.B. No. 88, SD 1, HD 2
S.B. No. 1176, SD 1, HD 2
S.B. No. 1177, HD 1
S.B. No. 23, SD 1, HD 1
S.B. No. 815, SD 2, HD 2
S.B. No. 84, HD 2
S.B. No. 407, SD 1, HD 2
S.B. No. 1074, SD 2, HD 1
S.B. No. 1124, SD 1, HD 1
S.B. No. 879, SD 1, HD 2
S.B. No. 1235, SD 2, HD 1
S.B. No. 105, SD 2, HD 1
S.B. No. 199, SD 2, HD 1
S.B. No. 1339, SD 1, HD 1
S.B. No. 635, SD 1, HD 3
S.B. No. 94, HD 2
S.B. No. 239, SD 1, HD 2
S.B. No. 44, SD 1, HD 1
S.B. No. 1075
S.B. No. 1076
S.B. No. 423
S.B. No. 19, SD 1, HD 2
S.B. No. 319, HD 1
S.B. No. 482, SD 1, HD 1
S.B. No. 400, SD 1, HD 1
S.B. No. 965, SD 1, HD 2
S.B. No. 548, SD 1, HD 2
S.B. No. 61, SD 1, HD 1
S.B. No. 888, HD 1
S.B. No. 1183, SD 2, HD 1
S.B. No. 5, SD 1, HD 1
S.B. No. 913, SD 1
S.B. No. 697, HD 1
S.B. No. 244, SD 2, HD 1
S.B. No. 1083, HD 2
S.B. No. 1256, SD 1, HD 2
S.B. No. 1388, SD 2, HD 2
S.B. No. 102, SD 2, HD 1
S.B. No. 391, SD 2, HD 1
S.B. No. 1101, SD 2, HD 1
S.B. No. 532, SD 1, HD 1
S.B. No. 803, SD 2, HD 1
S.B. No. 1261, SD 2, HD 1
S.B. No. 106, SD 1, HD 1
S.B. No. 665, SD 1, HD 2
S.B. No. 666, SD 2, HD 2
S.B. No. 1161, SD 1, HD 2

S.B. No. 856, HD 1
S.B. No. 1079, HD 1
S.B. No. 1020, SD 1, HD 1
S.B. No. 1188, SD 1, HD 1
S.B. No. 1191, SD 1, HD 1
S.B. No. 1187, SD 1
S.B. No. 1192, SD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of Senate Bills on the Consent Calendar for which you will be inserting written comments in support or in opposition. This must be done by the adjournment of today's Floor session."

At 9:19 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:01 o'clock a.m.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Cabanilla, on behalf of Representative McDermott and herself, introduced students of Keone'ula Elementary School.

ORDINARY CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, please turn to page 19 and refer to HSCR Number 1564, Senate Bill Number 858, Senate Draft 1, House Draft 2."

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1564) recommending that S.B. No. 858, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 858, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

At this time, Representative Evans offered Floor Amendment No. 13, amending S.B. No. 858, SD 1, HD 2, as follows:

"SECTION 1. Senate Bill No. 858, S.D. 1, H.D. 2, is amended by amending section 1 to read as follows:

"SECTION 1. The purpose of this Act is to promote gender equity for members of boards and commissions and to clarify the legislature's intent that a person who has failed to receive the advice and consent of the senate shall continue in office as a holdover member of a board or commission only until the senate adjourns sine die."

SECTION 2. Senate Bill No. 858, S.D. 1, H.D. 2, is amended by adding a new section 2 to read as follows:

"SECTION 2. Chapter 26, Hawaii Revised Statutes, is amended by adding a new section to part II to be appropriately designated and to read as follows:

"**§26-__ Members of boards and commissions; gender equity.** The governor or relevant appointing authority, as far as practicable, shall strive for the goal of equal gender representation when appointing members to boards and commissions and shall give priority to achieving the goal of gender equity when appointing members to vacancies, at-large positions, and as alternates."

SECTION 3. Senate Bill No. 858, S.D. 1, H.D. 2, is amended by renumbering Sections 2 to 5 to Sections 3 to 6."

At 11:04 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:05 o'clock a.m.

Representative Evans moved that Floor Amendment No. 13 be adopted, seconded by Representative Oshiro.

Representative Evans rose to speak in support of the proposed Floor Amendment, stating:

"Thank you. Members, I'm asking for you to support this Floor Amendment. This was a bill, it was House Bill 189 that we as a Body fully supported and sent over to the Senate and it did not come back. But I think it's a policy statement that we should move forward, and this is to address gender equity on boards and commissions. The amended language says, 'the Governor or relevant appointing authority, as far as practicable, shall strive for the goal of equal gender representation when appointing members to boards and commissions and shall give priority to achieving the goal of gender equity when appointing members to vacancies, at-large positions, and as alternates.'

"Members, I want this to go in the record. As of yesterday when we double checked, the University of Hawaii Board of Regents has 15 members. Of the members there are 12 males, 3 females. On the Board of Education, 11 members, of that 6 male, 5 female. On the Land Use Commission, 9 members, 8 male, 1 female. On the Small Business Regulatory Review Board interestingly as of yesterday, 9 members, 1 male, 8 vacant. The Land and Natural Resources Board, 7 members, 6 male, 0 female, 1 vacant. The Natural Energy Laboratory of Hawaii, 13 members, 10 male, 3 female. On the Tax Review Commission of the 7 members, 6 male, 0 female, 1 vacant. On the Hawaii Tourism Authority of 12 members, 10 male, 2 female. On the Council of Revenues of the 7 members, 5 male, 2 female. And on the Board of Nursing of 9 members, 4 male, 4 female, 1 vacant.

"I think that is why I think it's good that we have in our policy that we do want to strive for gender equity. Thank you."

Representative Ichiyama rose to speak in support of the proposed Floor Amendment with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with some slight reservations and permission to insert written comments. Thank you."

Representative Ichiyama's written remarks are as follows:

"Thank you Mr. Speaker, I rise with slight reservations on this Floor Amendment. I support the intent of the amendment, which is to require the Governor to consider, as far as practicable, the gender representation on boards and commissions when appointing members of boards and commissions. I agree with the Representative from Kona that women are significantly underrepresented on our state boards and commissions.

"My slight reservations arise from the amendment's phrase in Section 2, which reads, the governor 'shall give priority to the goal of achieving gender equity when appointing members to vacancies, at-large positions, and as alternates.' This could be interpreted as a mandate to the Governor to make appointments to achieve gender equity. In most situations, this would be laudable. However, certain boards and commissions, such as the Commission on the Status of Women, or the Commission on Fatherhood, in my mind, should not be mandated to have gender equity. I would hope for participation by some members of the opposite sex on either Commission, but I disagree that in these instances gender balance should be required.

"I hope that the qualifying language 'as far as practicable' evidences legislative intent that this section should not be construed to require an equal number of men and women on gender-specific boards and commissions. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose to speak in support of the proposed Floor Amendment with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I think part of the issue too, is the Senate, our colleagues next door, they approve a lot of these appointments, so we have to look within our bodies as well. So thank you, Mr. Speaker."

Representative Har rose in support of the proposed Floor Amendment with reservations 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 support with reservations on Standing Committee Report 1564, Senate Bill 858, Senate Draft 1, House Draft 2, Floor Amendment 13. Although I respect and support the original intent behind the bill, I have reservations about Floor Amendment 13, relating to gender equity.

"To be clear, I fully support gender equity in the workplace. However, Floor Amendment 13 would essentially override meritocracy in favor of creating gender equality. The Floor Amendment mandates that appointing authorities 'shall give priority to achieving the goal of gender equity when appointing members to vacancies.'

"Therefore, if there is an open position on a board or commission, the amendment requires that a woman be given priority, regardless of her qualities, experience and achievements. In other words, this amendment abrogates a woman's accomplishments and requires that she be selected solely for her gender. Women have worked hard to achieve high levels of success in the workplace and this amendment would abate their efforts for equality.

"For this reason, I rise with reservations on this measure. Thank you, Mr. Speaker."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Brower rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in support. In this Chamber there are 35 men and 16 women."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the proposed Floor Amendment, stating:

"In support, Mr. Speaker. I think commissions should be the starting point for women to get their opportunities to play in the bigger field. So this bill will help that cause. Thank you, Mr. Speaker."

The motion that Floor Amendment No. 13, amending S.B. No. 858, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," be adopted, was put to vote by the Chair and carried.

At 11:10 o'clock a.m., the Chair noted that Floor Amendment No. 13 was adopted.

At this time, the Chair stated:

"Members, please refer to HSCR Number 1565, Senate Bill Number 516, Senate Draft 1."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1565) recommending that S.B. No. 516, SD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 516, SD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Rhoads offered Floor Amendment No. 14, amending S.B. No. 516, SD 1, as follows:

"SECTION 1. Senate Bill No. 516, S.D. 1, (RELATING TO PATERNITY), is amended by amending Section 3 to read as follows:

"SECTION 3. This Act shall take effect on July 1, 2013.""

At 11:11 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:12 o'clock a.m.

Representative Rhoads moved that Floor Amendment No. 14 be adopted, seconded by Representative Har.

Representative Rhoads rose to speak in support of the proposed Floor Amendment, stating:

"This is just to correct a mistake that I made as Chair of the Judiciary Committee. I forgot to put in an effective date. Otherwise if we do not accept this Floor Amendment then this act will become effective on July 1, 2050. If we do put in the Floor Amendment, it will have a difference with the Senate and go to conference. Thank you."

The motion that Floor Amendment No. 14, amending S.B. No. 516, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," be adopted, was put to vote by the Chair and carried.

At 11:13 o'clock a.m., the Chair noted that Floor Amendment No. 14 was adopted.

At this time, the Chair stated:

"Members, please note the 48-hour notice for both measures that we passed.

"Please note that the Chair will be deferring the following items to after lunch:

Page 18, Stand. Com. Rep. No. 1562, Senate Bill No. 987, SD 1, HD 1;
Page 20, Stand. Com. Rep. No. 1576, Senate Bill No. 757, SD 2, HD 2;
Page 22, Stand. Com. Rep. No. 1596, Senate Bill No. 1057, SD 2, HD 1;
Page 22, Stand. Com. Rep. No. 1597, Senate Bill No. 946, SD 1, HD 1;
Page 22, Stand. Com. Rep. No. 1601, Senate Bill No. 381, SD 2, HD 2;
Page 22, Stand. Com. Rep. No. 1602, Senate Bill No. 49, SD 2, HD 2;
Page 25, Senate Bill No. 1092, SD 1, HD 1;
Page 26, Senate Bill No. 1094, SD 1, HD 1; and
Page 28, Senate Bill No. 1194, SD 2, HD 1.

"These all will be taken up after lunch."

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1562) recommending that S.B. No. 987, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, action was deferred until later that day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1576) recommending that S.B. No. 757, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred until later that day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1596) recommending that S.B. No. 1057, SD 2, as amended in HD 1, pass Third Reading.

By unanimous consent, action was deferred until later that day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1597) recommending that S.B. No. 946, SD 1, HD 1 pass Third Reading.

By unanimous consent, action was deferred until later that day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1601) recommending that S.B. No. 381, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred until later that day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1602) recommending that S.B. No. 49, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred until later that day.

THIRD READING

S.B. No. 1092, SD 1, HD 1:

By unanimous consent, action was deferred until later that day.

S.B. No. 1094, SD 1, HD 1:

By unanimous consent, action was deferred until later that day.

S.B. No. 1194, SD 2, HD 1:

By unanimous consent, action was deferred until later that day.

UNFINISHED BUSINESS

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1485) recommending that S.B. No. 512, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 512, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1486) recommending that S.B. No. 4, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 4, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1487) recommending that S.B. No. 1106, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1106, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1492) recommending that S.B. No. 332, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 332, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1493) recommending that S.B. No. 883, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 883, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1494) recommending that S.B. No. 895, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 895, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1495) recommending that S.B. No. 904, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 904, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

At 11:16 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 512, SD 1, HD 2
S.B. No. 4, HD 2
S.B. No. 1106, SD 2, HD 2
S.B. No. 332, SD 1, HD 2
S.B. No. 883, SD 2, HD 2
S.B. No. 895, SD 1, HD 1
S.B. No. 904, SD 1, HD 1

At 11:17 o'clock a.m., Representative Har requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:18 o'clock a.m.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1496) recommending that S.B. No. 905, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 905, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1497) recommending that S.B. No. 906, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 906, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING

APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1498) recommending that S.B. No. 907, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 907, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1499) recommending that S.B. No. 908, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 908, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1500) recommending that S.B. No. 909, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 909, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

At 11:19 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 905, SD 1, HD 1
S.B. No. 906, SD 1, HD 1
S.B. No. 907, SD 1, HD 1
S.B. No. 908, SD 1, HD 1
S.B. No. 909, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1501) recommending that S.B. No. 910, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 910, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1502) recommending that S.B. No. 911, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 911, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1504) recommending that S.B. No. 524, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 524, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1505) recommending that S.B. No. 98, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 98, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 98, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Coffman voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1508) recommending that S.B. No. 1025, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1025, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1509) recommending that S.B. No. 403, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 403, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 403, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Third Reading by a vote of 51 ayes.

At 11:23 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 910, SD 1, HD 1
S.B. No. 911, SD 1, HD 1
S.B. No. 524, SD 1, HD 1
S.B. No. 98, SD 1, HD 1
S.B. No. 1025, HD 3
S.B. No. 403, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1511) recommending that S.B. No. 498, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 498, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1514) recommending that S.B. No. 1254, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1254, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL CARE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1515) recommending that S.B. No. 1336, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1336, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1516) recommending that S.B. No. 1221, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1221, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1518) recommending that S.B. No. 1010, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1010, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1519) recommending that S.B. No. 1003, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1003, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1003, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1520) recommending that S.B. No. 614, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 614, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Third Reading by a vote of 51 ayes.

At 11:25 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 498, SD 2, HD 1
S.B. No. 1254, SD 1, HD 1
S.B. No. 1336, SD 2, HD 1
S.B. No. 1221, SD 2, HD 2
S.B. No. 1010, SD 1, HD 2
S.B. No. 1003, SD 2, HD 1
S.B. No. 614, SD 1, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1522) recommending that S.B. No. 606, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 606, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1523) recommending that S.B. No. 877, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 877, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition with brief comments. Mr. Speaker, this is about the Labor Relations Board and giving it more powers to what I think it says to be more efficient but in effect it's going to be more inefficient.

"There are two problems with this bill. The first is, it's suggesting, rather than certified mail to notify the party to show up to a hearing, it becomes regular mail. Mr. Speaker, they're doing this to save a whopping $2,200 to possibly make a small business person show or not show up and be fined, and this is where the second part is bad, for contemptuous behavior. This bill, in its second instance, gives almost the same power that circuit courts have to reprimand people for contemptuous and disrespectful behavior.

"Labor relations boards are not courts but the fact that we're trying to save a few cents by not telling people through certified mail for certain you've got to show up and for certain you received it, you can't wiggle out of it. I just don't see the logic of that, Mr. Speaker. So it's pennywise, pound foolish, and it's getting to the point where we're empowering it as a mini court. Thank you."

Representative Hashem rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support. The reasoning is, this bill, by not requiring the Labor Board to do registered mail, will save about $2,000 to $3,000 for the department. That's all. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, Mr. Speaker. I think that this bill really should be labeled a bad bill for small business. We know that we're having some difficulties with the United States Post Office now. They're now going to be, I guess, dropping the Saturday delivery.

"What will protect small businesses is to keep the requirement that they receive the notification by certified mail. It may be saving the Department of Labor some money, a very minimal amount of money, but it could cost our small business community significant money if that ordinary mail letter does not reach them, and then they'll be subject to some sanctions from the Labor Board. I think it's an anti-small business measure and I vote no."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, briefly in support. Actually it's the other way around. Because the Department of Labor is requiring certified or registered mail it takes a little bit longer because somebody needs to be there. If it's closed or you can't find them, they can't give the notice. For first class mail at least there's some assurances the mailed will be dropped.

"If it's certified or registered, unless somebody signs for it they're never going to get it. If it's stuck at the post office and nobody knows about it, they're not going to get the notice. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, second time. Mr. Speaker, precisely because of the previous speaker's speech, that's precisely why we should go to certified mail. Mailing it in time to get it, to make sure. These are leading procedures, these are things that people can be fined thousands of dollars for. If we give them this permission to be contemptuous in their behavior, they can be jeopardizing in the survival of their business. So why do we want to save $2,200? Why do we want to save $2,000 and threaten our small business community? That doesn't make any sense, Mr. Speaker. Let's use our logic, let's use common sense, and this bill doesn't meet either criteria. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 877, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1524) recommending that S.B. No. 896, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 896, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1525) recommending that S.B. No. 897, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 897, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1526) recommending that S.B. No. 898, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 898, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1527) recommending that S.B. No. 899, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 899, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

At 11:31 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 606, SD 2, HD 2
S.B. No. 877, SD 1, HD 2
S.B. No. 896, SD 1, HD 1
S.B. No. 897, SD 1, HD 1
S.B. No. 898, SD 1, HD 1
S.B. No. 899, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1528) recommending that S.B. No. 901, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 901, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1529) recommending that S.B. No. 902, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 902, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1530) recommending that S.B. No. 903, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 903, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1536) recommending that S.B. No. 1209, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1209, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. I'm rising to speak against Senate Bill 1209, which would permit vending from highways in the airspace. Thank you. Mr. Speaker, I think people that have been concerned about keeping our areas safe from billboards or other commercial activities should take a real hard look at Senate Bill 1209.

"This bill will allow the Director of Transportation alone, it's not with any oversight by the Legislature, the Director of Transportation can just issue a written permit authorizing someone to vend in the airspace either under or over the freeway. I'm concerned particularly because some of the more creative vendors will use this as a way, I think, to be able to put up billboards, and we've worked very hard in our state to prevent that, to keep our areas free of billboard blight.

"I would ask that Members look at this again and make sure that this is something that we want to see go through, or if you share my concern, then I would hope it would not emerge from Conference Committee. Thank you."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, the words of the Representative of Kailua are exactly my own. May you enter them into the Journal and add one footnote, please."

"I oppose the measure. For those of us who have visited and have seen the airspace used in the mainland, not only do you have billboards, but you have Goodyear blimps and other things and balloons and these guys that flop back and forth. All kinds of distractions to drivers. Thank you."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you. I just wanted to note my opposition and also request written comments. In addition, I'm a little bit concerned because the Executive is right now stating that this is just about one particular project, but in their justification sheet they said it's to create revenue for the department. So, thank you."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 1209, SD 1, HD 1. The bill would change current law to allow, at the Director of Transportation's discretion, vending in the airspace of a highway. The measure uses the federal definition of airspace found in 23 CFR 710.105, which reads '*Airspace* means that space located above and/or below a highway or other transportation facility's established grade line, lying within the horizontal limits of the approved right-of-way or project boundaries.' My concern, Mr. Speaker, is that this bill could allow the Director of Transportation to issue permits for billboards and other advertisements in the airspace above our highways.

"Proponents of the bill have indicated that the measure is simply to address the problem that one building occupant has with hanging banners and other advertisements on their property. However, the Governor's initial justification sheet for the bill indicates that the measure is, in part, meant to be a revenue source for the Department of Transportation. It is unlikely that much revenue will be raised if the department only intends to issue a single permit.

"In short, the language and the purpose of this measure remains unclear, and we should receive further assurances and information from the department before we risk moving forward on what could be a significant change to our state's current policies. For this reason, I vote no on this measure. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1209, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Cabanilla, Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1537) recommending that S.B. No. 1214, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1214, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1539) recommending that S.B. No. 1082, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1082, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you. When we left session last year no one in this Chamber and I think the other Chamber realized how much of an impact the decisions that the Department of Education and the Board of Education was going to have on our children in school transportation. As you all know, we lost numerous routes throughout the state as a result of their decisions.

"This measure here is an important piece of solving the problem of student transportation, or at least the challenges that we face, because of the rising cost of student transportation. It was one of the things recommended by the consultant to the Department of Education in the November 2012 report.

"I strongly support this, but I just wanted to make mention, Mr. Speaker, that if we don't solve this problem, the problem about shortages of student transportation options and elimination of routes will continue. I don't want other colleagues of ours next fall to be caught in a situation that many of us were caught in at the start of this school year.

"So I'm hopeful that this and the other measure before us today will address the challenges that the department faces and they'll fix the student transportation problem throughout the state. Thank you, Mr. Speaker, and written comments in support. Thank you."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill.

"Members, as you know, with student bus costs tripling to $72.4 million over the past seven years and last year's school transportation budget leaving a $17 million deficit, it's clear that student transportation is an important and crucial issue to our state. Last year, rather than taking money from other educational programs, we tried to address this deficit through budget cuts. We hoped that these cuts would encourage the Department of Education (DOE) to reign in and restructure contracting costs of private bus companies.

"In analyzing the management of these DOE bus contracts, the State Auditor reported that bus services have been managed 'ineffectively' and 'unsystematically.' In Report No. 12-07, *Management Audit of the Department of Education's School Bus Transportation Services*, the State Auditor determined that the DOE failed to acknowledge anticompetitive behavior, thus wasting state resources.

"Over the past few years, the private bus market in Hawaii has been monopolized and run by a few select big-name companies. Smaller companies have been run out and a lack of competition has led to increasingly higher costs and higher rates of rebid contracts. Simply stated, without competition and oversight, costs of private bus transportation will

continue to rise and we will continually face the dilemma of student transportation cuts.

"Without addressing the repercussions of anticompetitive behavior, this not only translates to a higher cost for students, but also into cuts in bus routes that inconveniences students and families. Throughout the past few years, bus costs have risen from $0.35 to $1.25. Furthermore, last year, the Department of Education was forced to cut student bus routes. These cuts were initially estimated to affect 20,000 students, decreased to 4,000 in June, and 2,380 in July (with the help of $11.7 million in federal impact aid funds).

"These cuts place a further unreasonable burden on students and families, and without bus service, many students will choose to stay home. Take for example, Aiea Elementary School, where students come from as far away as Puu Wai Momi in Halawa. If bus service is not provided to these students, they would need to walk more than one mile across the entire Aloha Stadium property, and then over a six-lane freeway to get to school. Additionally, some children living in Aiea Heights and who attend Alvah Scott Elementary School on Moanalua Road would have a three mile walk to school. Aiea Heights Drive is a dangerous road, without adequate sidewalks, and safety is an understandable concern. It is with absolute certainty that a student will not learn if he or she isn't in school, and some kids will not go to school without student bus service.

"This bill encourages competitiveness among contractors and allows the DOE to create procedures to decrease student bus spending. It takes out contractual requirements by statute and allows for a larger pool of contractor applicants. Per the suggestions of the State Auditor for the DOE to 'develop and implement a policy concerning procurement training,' and to 'develop and implement procedures for reporting suspected anticompetitive practices,' these amendments give the DOE the leeway to create said policies and procedures.

"As legislators, we have to do our part to help the DOE manage the rising costs of student transportation. We cannot dehumanize the harsh truth of cutting student transportation and must remember that—not only will thousands of children and family members continue to be affected by the lack of access to school, but those who will suffer most will be the students that cannot afford to find other ways to commute. By cutting routes and not providing all public school children with an option for affordable, safe and efficient student transportation, we disregard our obligation as a state to provide each child with the same opportunity to get an education.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Carroll rose in support of the measure and asked that the remarks of Representative Takai be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Nishimoto rose in support of the measure and asked that the remarks of Representative Takai be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1082, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Third Reading by a vote of 51 ayes.

At 11:39 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 901, SD 1, HD 1
S.B. No. 902, SD 1, HD 1
S.B. No. 903, HD 1
S.B. No. 1209, SD 1, HD 1
S.B. No. 1214, SD 1, HD 2
S.B. No. 1082, SD 1, HD 2

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1541) recommending that S.B. No. 642, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 642, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Har 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 Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations to Standing Committee Report 1541, Senate Bill 642, House Draft 2.

"While I support the medical marijuana law, marijuana remains a Schedule I Controlled Substance under federal law. Since federal law preempts state law, any amendments made to Hawaii's medical marijuana law also remain illegal under federal law. As such, federal enforcement agencies may conduct raids and make arrests for marijuana in Hawaii.

"For this reason, I support this measure but with reservations. Thank you, Mr. Speaker."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Aquino's written remarks are as follows:

"Thank you Mr. Speaker. I am rising with reservations on Standing Committee Report 1541, SB 642, HD 2.

"Mr. Speaker, this measure may cause serious issues with our state's medical marijuana program. The current version, in Part II of the bill, has some areas of concern. First, the bill already implies that a transfer of the medical marijuana program has already happened. Currently, the program is administered by the Department of Public Safety, but the bill references the Department of Health as the administrative department. Secondly, some areas of concern includes a significant increase of usable marijuana, another increase to the patient to caregiver ratio, clarifying language that the physician who certifies a medical marijuana patient does not have to be the patient's primary care doctor and the prohibition of the location of the qualified plants on patients' registry card for verification purposes.

"Mr. Speaker, these concerns that I just mentioned may cause difficulties for law enforcement and raises more questions. Why the increase of usable marijuana and the patient to caregiver ratio? Wouldn't it make more sense to have a potential medical marijuana patient be certified under this program by his or her personal, primary care physician? Why not disclose the location of the medical marijuana plants on a patient's registry card so law enforcement verification may be done more quickly and efficiently?

"It is because of these concerns and doubts, Mr. Speaker, that I stand with strong reservations on SB 642, HD 2. *Mahalo*."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 642, HD 2. This bill would require cigarettes and tobacco products to be sold only in a direct, face-to-face exchange between the retailer and the consumer and would amend the Medical Use of Marijuana law. My concern is that this bill will make it much more difficult to ensure compliance with the medical marijuana program, and much more difficult for law enforcement agencies to determine when a crime is being committed.

"Additionally, marijuana is still a Schedule I Controlled Substance under federal law. It is in violation of federal law to grow, distribute or use marijuana. Although this bill could legalize conduct that is currently prohibited under state law, federal law cannot be ignored.

"Also, allowing persons visiting from other states to use medical marijuana is also problematic, as we do not have the means to determine that a registry identification card is valid."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"Mr. Speaker, I rise in support of SB 642 HD 2.

"Our medical marijuana laws were enacted in 2000. This bill improves on our existing law to make access to medication for Hawaii's seriously ill patients less burdensome, which could decrease recourse to the illegal marijuana market. The bill also improves confidentiality for both patients and caregivers, which is important for a safe and secure program.

"Medical marijuana has been proven to have significant therapeutic effect for sick patients, with fewer significant side effects compared to other types of medication. The expanded access to medication will also permit people to use the most effective and safest modes of ingestion.

"For these reasons I urge the Members to support this measure."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in support with just one brief comment. I do want to point out that there is an addition of a certificate for the site where medical cannabis is grown that is now being required by this bill. This is another one of the smart measures embedded in this bill to improve and update our medical marijuana program. Thank you."

Representative Awana rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. This measure takes a look at where cigarettes and tobacco products are sold. Now it will be mandated that these items are placed behind the check-out counter. The other portion of the bill as it relates to medical marijuana will be moved from the Department of Public Safety to the Department of Health. This is a common sense move for issues relating to medical marijuana where it should belong so it will be monitored in the proper department. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 642, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Fale, Hashem, Tokioka, Tsuji and Ward voting no.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1545) recommending that S.B. No. 655, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 655, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1546) recommending that S.B. No. 1073, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1073, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1547) recommending that S.B. No. 470, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 470, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill.

"The purpose of this bill is to prohibit retailers from imposing credit card surcharges, in certain instances, on cardholders electing to make payment by credit card.

"The advantages of paying with credit card include tracking expenses, protection against fraud and theft, building credit history and gaining rewards. Thus, the credit card is an especially important, convenient, and safer method of payment for many consumers, and they should be able to use the credit card without any financial penalties.

"Implementing a surcharge or a 'checkout fee,' will discourage and prevent customers from using their credit cards. Customers should continue to have the freedom and option to choose whatever payment device works best for them, without any financial penalties influencing their decision.

"Some merchants, like hotels, rental cars and many online merchants, virtually require a credit card for their purchases, and giving them the ability to assess an additional fee for the transaction would simply provide unjust enrichment for the merchant.

"Visa and MasterCard banned the practice of surcharging credit card payments, so merchants could not financially penalize consumers who pay with credit card. However, effective January 28, 2013, this ban was lifted,

allowing merchants to now add a 'checkout fee' to the transaction, should their customer opt to use a credit card as their payment device.

"While this ban has been lifted by the bank card associations, 10 states have instituted a ban on surcharging and at least six other states have bills pending to implement the ban. We believe Hawaii should also implement this ban against surcharging.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 470, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Oshiro voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1548) recommending that S.B. No. 120, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1549) recommending that S.B. No. 1045, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1045, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 11:45 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 642, HD 2
S.B. No. 655, SD 2, HD 2
S.B. No. 1073, SD 2, HD 2
S.B. No. 470, SD 1, HD 2
S.B. No. 120, SD 1
S.B. No. 1045, SD 1, HD 2

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1551) recommending that S.B. No. 1040 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1552) recommending that S.B. No. 15, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 15, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1555) recommending that S.B. No. 586, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 586, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 586, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ito voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1557) recommending that S.B. No. 507, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 507, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. I'm on a planned association neighborhood board. Thank you," and the Chair ruled, "no conflict."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. At my law firm I represent community associations. Thank you," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm an officer in a planned community association. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 507, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1558) recommending that S.B. No. 682, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 682, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1560) recommending that S.B. No. 506, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 506, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Third Reading by a vote of 51 ayes.

At 11:49 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1040
S.B. No. 15, SD 2, HD 2
S.B. No. 586, SD 1, HD 2
S.B. No. 507, SD 1, HD 1
S.B. No. 682, SD 2, HD 1
S.B. No. 506, SD 2, HD 2

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1563) recommending that S.B. No. 1077, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1077, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1568) recommending that S.B. No. 8, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 8, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in opposition to 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 opposition to Standing Committee Report 1658, Senate Bill 8, Senate Draft 1, House Draft 2. This bill would prohibit pet owners from performing surgical procedures on pet animals. Although I respect and support the intent of this bill, I stand in opposition for the following reason.

"This bill would only penalize responsible pet breeders. Responsible pet breeders are experts in their specific breed and are well-versed in tail-docking and ear cropping. As such, these responsible pet breeders have studied the breeds in which they specialize and are equipped to perform these procedures themselves. When a litter is born, it is well-accepted that docking and cropping be performed within 3-5 days. Interestingly, veterinarians do not use anesthesia because a puppy's nervous system is not developed between 3-5 days. In this case, there is little difference between a veterinarian and an experienced breeder performing these procedures.

"For this reason, I respectfully oppose this measure. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 8, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Har, Kawakami, Morikawa, Ohno and Tokioka voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1569) recommending that S.B. No. 9, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 9, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Morikawa voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1570) recommending that S.B. No. 66, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 66, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 66, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1571) recommending that S.B. No. 960, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 960, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request a ruling on a potential conflict. I do foreclosure work at my law firm. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 960, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Third Reading by a vote of 51 ayes.

At 11:53 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1077, SD 2, HD 2
S.B. No. 8, SD 1, HD 2
S.B. No. 9, SD 1, HD 2
S.B. No. 66, SD 1, HD 2
S.B. No. 960, SD 1, HD 1

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1573) recommending that S.B. No. 1357, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1357, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1575) recommending that S.B. No. 753, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 753, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I have some reservations on this measure. In particular it's some of the language that was put into this bill, Section 4 striking the disposition and inserting the description of land transactions. Thank you, Mr. Speaker."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har 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 Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations to Standing Committee Report 1575, Senate Bill 753, Senate Draft 2, House Draft 1. This bill allows the Department of Agriculture to lease lands to the Agribusiness Development Corporation in order to provide more land access for farmers, to create more jobs in the agricultural industry and to decrease our dependence on a foreign food supply. Although I support the original intent of this bill, I do have reservations.

"This bill, in its current form, promotes a very small and specific sector of the agricultural industry. While I appreciate having choices with organic, we need to promote all agriculture, not just organic. Multiple testimonies stated the need for more affordable livestock feed for all agriculture, so why are we encouraging production of only organic feed? All farmers feel the effects of the high cost of feed, not just organic farmers. On a larger scale, we should be supporting bills that not only spur local organic food production but encourage ALL local food production, if we are to be truly sustainable.

"For this reason, I support this bill with reservations. Thank you, Mr. Speaker."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 753, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Choy voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1577) recommending that S.B. No. 668, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 668, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 668, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Cabanilla voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1581) recommending that S.B. No. 238, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 238, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My wife and myself are members of the HSTA-R retired. And also my daughter is a teacher and a member of the HSTA lobbying team. Thank you," and the Chair ruled, "no conflict."

Representative Kawakami rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. My wife is a school teacher, member of HSTA. Thank you," and the Chair ruled, "no conflict."

At 12:01 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:02 o'clock p.m.

At 12:02 o'clock p.m., Representative McDermott requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:09 o'clock p.m.

At this time, Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No.1581, that S.B. No. 238, HD 2, be recommitted to the Committee on Education, seconded by Representative Awana.

At 12:10 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:12 o'clock p.m.

Representative Ward rose to speak in opposition to the motion to recommit, stating:

"Mr. Speaker, I have two reasons to vote against the recommittal. Number one, we have the votes to kill the bill. This is a democratic process, we have the votes now to say, 26 people don't want this bill. Why do we have to recommit?

"Number two, teachers deserve to know where we stand on this and that's why voting is what we do as Representatives, Mr. Speaker. So for those reasons, I'm against the recommittal."

Representative Saiki rose to speak in support of the motion to recommit, stating:

"Mr. Speaker, I rise in support of this motion to recommit. I'd just like to clarify that this motion is an incidental motion that takes priority over the main motion and that the votes can be reflected in the record. If a Member opposes this motion, then the Member should rise and state that opposition. Thank you."

At 12:13 o'clock p.m., Representative Takumi requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:14 o'clock p.m.

Representative Jordan rose to speak in opposition to the motion to recommit, stating:

"Mr. Speaker, I'm speaking in opposition for recommitting this measure. I would like my vote for affirmative, meaning yes on this measure, to stand before public view. My district, for my schools have gone to longer institutional hours under the School Innovation Zone and I want to show my support for my schools, Mr. Speaker. Thank you very much."

Representative Tokioka rose, stating:

"Mr. Speaker, point of information. As the debate was going on and the Majority Floor Leader called out the votes, is that announcement still going to be part of the Journal?"

The Chair then stated:

"That vote was not final. That will not be recorded."

Representative Tokioka continued to speak in opposition to the motion to recommit, stating:

"Okay, then I guess I've got to stand in opposition to the recommittal. Thank you, Mr. Speaker."

Representative Ward rose, stating:

"Mr. Speaker, point of information. Is this same ruling applicable to the minority who came out against this and that will not be on the record also? And for the reason, why should that not be on the record?"

The Chair then stated:

"The minority didn't have the opportunity to change the vote."

Representative Ward: "But the Minority Leader gave the votes."

The Chair addressed Representative Ward, stating:

"You're out of order sir. The question is on the procedure. It has nothing to do with the previous vote."

Representative Ward: "So the previous votes will not have been recorded. So my no vote that she spoke out will not be reflected in the history of this session."

Speaker Souki: "It will not be reflected."

Representative Ward: "That's a bit odd, Mr. Speaker."

At 12:17 o'clock p.m., Representative Fukumoto requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:22 o'clock p.m.

At this time, Representative Saiki withdrew his motion, and Representative Awana withdrew her second.

(Main Motion)

At this time, the Chair stated:

"The Chair would request all the Members who wish to change their vote, please state your change now if you voted up and you wish to vote down. Please change your vote.

"The Chair is going to call a recess to count the votes."

At 12:25 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:26 o'clock p.m.

The motion that the report of the Committee be adopted, and that S.B. No. 238, HD 2, pass Third Reading, was put to vote by the Chair and failed to carry, and S.B. No. 238, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," did not pass Third Reading by a vote of 21 ayes to 30 noes, with Representatives Aquino, Brower, Cabanilla, Carroll, Cheape, Coffman, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Ing, Ito, Johanson, Kawakami, Lee, Lowen, McDermott, McKelvey, Morikawa, Say, Takai, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley and Yamane voting no.

At this time, the Chair stated:

"Alright, Stand. Comm. Report Number 1581, Senate Bill Number 238. The bill dies for lack of votes. It was 30 noes on this measure, so the bill dies for lack of votes."

At this time, the Chair noted that S.B. No. 238, HD 2 did not pass Third Reading.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1583) recommending that S.B. No. 1084, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1084, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen 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 Lowen's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1084 HD 1, which proposes a constitutional amendment to allow appropriation of public funds for private early childhood education programs.

"Early childhood education is a proven way to help reduce the gap in achievement that exists for lower-income children. Public funding will provide access to these programs for the families that need them most, and I am strongly in support of expanding access to early childhood education in our state. However, I think that this issue merits further discussion about alternatives to providing these services. The current proposal is one approach, but there may be other options, including taking a second look at the Junior Kindergarten program and why it was unsuccessful, and other possible ways to provide for early childhood education within the public system.

"Moreover, there is a need for further discussion about what will be the most effective approach to early education. Simply imposing our current approach—separating children based on age, assuming that children at different stages of development or levels of achievement do not benefit from working with each other and then establishing a set of learning standards that don't provide for the uniqueness of each individual—may leave us facing the same issues in early childhood education that we are already having with the K-12 system.

"For these reasons, I have reservations about this measure."

Representative Coffman rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1084, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Cabanilla, Carroll, Fale, Fukumoto, Hanohano, Ito, Johanson, Morikawa and Takai voting no.

At 12:27 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1357, SD 2, HD 1
S.B. No. 753, SD 2, HD 1
S.B. No. 668, SD 2, HD 1
S.B. No. 1084, SD 1, HD 1

At 12:27 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:28 o'clock p.m.

At this time, the Chair stated:

"Representative Saiki, you want to tell the Members the good news that we have, that we're going to be recessing for lunch? We'll be in recess until 1:30. 12:30 to 1:30. It's hosted by the Speaker. Thank you. This is for both sides of the aisle. Recess."

At 12:29 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:45 o'clock p.m., with Vice Speaker Mizuno presiding.

At this time, the Chair stated:

"Members, please note that the Senate has adjourned a little before 1:00 p.m. I just wanted to share with you that information. The Senate has adjourned their Floor session a little before 1:00 p.m.

"Members, please note that the Chair will be deferring the following items to the end of the calendar:

Page 18, Stand. Com. Rep. No. 1562, Senate Bill No. 987, SD 1, HD 1;
Page 20, Stand. Com. Rep. No. 1576, Senate Bill No. 757, SD 2, HD 2;
Page 22, Stand. Com. Rep. No. 1596, Senate Bill No. 1057, SD 2, HD 1;
Page 22, Stand. Com. Rep. No. 1597, Senate Bill No. 946, SD 1, HD 1;
Page 22, Stand. Com. Rep. No. 1601, Senate Bill No. 381, SD 2, HD 2;
Page 22, Stand. Com. Rep. No. 1602, Senate Bill No. 49, SD 2, HD 2;
Page 25, Senate Bill No. 1092, SD 1, HD 1;
Page 26, Senate Bill No. 1094, SD 1, HD 1; and
Page 28, Senate Bill No. 1194, SD 2, HD 1.

"Deferred to the end of the calendar."

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1562) recommending that S.B. No. 987, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1576) recommending that S.B. No. 757, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1596) recommending that S.B. No. 1057, SD 2, as amended in HD 1, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1597) recommending that S.B. No. 946, SD 1, HD 1 pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1601) recommending that S.B. No. 381, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1602) recommending that S.B. No. 49, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

THIRD READING

S.B. No. 1092, SD 1, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

S.B. No. 1094, SD 1, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

S.B. No. 1194, SD 2, HD 1:

By unanimous consent, action was deferred to the end of the calendar.

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1584) recommending that S.B. No. 1093, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1093, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1093, SD 2, HD 2. This bill would establish the School Readiness Program within the Early Learning System as a component of the Governor's Early Learning initiative. While the bill has a noble goal of helping expand access to educational programs, I am wary about the potential impact on schools that may have a religious affiliation, such as many of the schools in my district, including Aiea Hongwanji Preschool. The Attorney General has submitted testimony confirming that affected schools would have to ensure that their mission does not conflict with state positions. Because I believe in the autonomy of private schools, I will be voting with reservations."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 1093, SD 2, HD 2. This bill, 'establishes the School Readiness Program within the Early Learning System.'

"This measure seems rushed and I believe that it needs more time to be vetted. In a recent House Finance Committee meeting on this measure, straightforward questions from the committee about how much money the program will require and how many children it will serve were met with evolving answers. The Governor's Executive Office on Early Learning – the very people who will be charged with implementing this program – were all too ready to amend the plan and consider new ideas.

"Mr. Speaker, this does not seem to be the way to present sound public policy. Clearly the administration is in favor of this measure, but by their own testimony, they seem to be ready to change the plan and consider something else. This leads me to believe that this is not a well thought out proposal and that it has been presented prematurely.

"Mr. Speaker, for these reasons I rise with reservations regarding Senate Bill 1093, SD 2, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1093, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Cabanilla and Hanohano voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1585) recommending that S.B. No. 1095, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1095, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, I have two concerns. One is the concern about the substance itself and secondly is a confession. As a freshman I naively thought that the decisions we made were based upon numbers, were based upon data. After 15 years I find that sometimes there's no numbers, there's no data.

"But this bill really calls for something because early learning is a concept, it is one of the best that there is but it's one of the easiest things that we could do poorly. What I'm referring to is the learning curve that the billion dollar program called Head Start has attempted to do and has spent $8 billion a year which began back in the 50's or the 60's actually with the War on Poverty that President Johnson began. My fear is that the studies that they did in 2010 and 2012 by the Department of Health and Human Services, they basically said that Head Start was a failure. That those who went into it didn't markedly show any difference in 1st and 3rd grade reading.

"So my point is, Mr. Speaker, and I said this to the Governor directly as he sat for 2 1/2 hours very patiently, honored the Finance Committee by his presence and his answers, but I told him very directly, Governor, this is one of the things if we do it we should do it well. Mr. Speaker, my concern is that the lessons that we have learned from Head Start be built into it, and then secondly that we have metrics to measure how effectively we're doing.

"Two of the things missing in the metrics that seem to be implied by this bill are that one, the underserved are not being served. The metric of those people who are the hardest to reach, if we don't show that we're reaching them here, all we've got is a middle class babysitting program. Mr. Speaker, the money that's going to go into this program is up $135 million when it gets full blown. This is not chump change, this is a serious bill.

"The second thing we need to do is to know that when they do reach the 1st and the 3rd grade, that they do have a leg up, that there has been a difference. Short of those metrics, Mr. Speaker, we're throwing good money after bad in the sense that if we've learned anything from Head Start, we should learn this.

"One of my colleagues in the Finance Committee said that we have a free Head Start program in our community and only half the people show up. I asked the Governor and his 18 executives, what do we do about this? And they said there's a parental outreach, a recruitment to get parents involved, to get the kids involved.

"The point is we've got to reach out to the underserved youth and those families that otherwise may not be functional enough to what otherwise is the highest correlation in any study in any part of the world for the last 100 years. Student achievement is linked to parental involvement. You've got to get the parents involved. If they do an outreach to do this and they get better than 50%, this would be a good investment.

"Clearly, education is the great equalizer in America. A lot of us or none of us would be here without an education. Mr. Speaker, we have to get them as early as possible. A brain is a terrible thing to waste but so is money if we don't learn from what we've done with Head Start and billions of dollars at the federal level. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1095, SD 2, HD 2. This bill would establish the Early Childhood Education Program within the Early Learning System as a part of the Governor's Early Childhood Education initiative. While the bill has a noble goal of helping expand access to educational programs, I am concerned about the financial impact of this program. I do support the expansion of access to education, particularly for those who lack the financial means to afford private schooling, but there are a number of details that are lacking at the present for the creation of a major new governmental initiative. While this program is a great idea in theory, because of the lack of clear details regarding implementation and the large potential financial commitment by the state, I rise with reservations."

Representative Lowen 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 Lowen's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1095, SD 2, HD 2, which establishes a statewide early childhood education program.

"Early childhood education is a proven way to help reduce the gap in achievement that exists for lower-income children. Public funding will provide access to these programs for the families that need them most, and I am strongly in support of expanding access to early childhood education in our state. However, I think that this issue merits further discussion about alternatives to providing these services. The current proposal is one approach, but there may be other options, including taking a second look at the Junior Kindergarten program and why it was unsuccessful, and other possible ways to provide for early childhood education within the public system.

"Moreover, there is a need for further discussion about what will be the most effective approach to early education. Simply imposing our current approach—separating children based on age, assuming that children at different stages of development or levels of achievement do not benefit from working with each other and then establishing a set of learning standards that don't provide for the uniqueness of each individual—may leave us facing the same issues in early childhood education that we are already having with the K-12 system.

"For these reasons, I have reservations about this measure."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 1095, SD 2, HD 2. This bill 'establishes the Early Childhood Education Program within the Early Learning System.' Mr. Speaker, this measure is very similar to other measures that are moving regarding school readiness.

"Senate Bill 1095, SD 2, HD 2 addresses early childhood education. Mr. Speaker, this program does not seem to be ready for presentation to the Legislature. Although it is being touted as early childhood education, it is in fact 'school readiness,' or more simply day care.

"In addition, the Hawaii State Constitution does not allow state monies to be expended towards private entities. Since the State of Hawaii has no intent on building its own preschool facilities, the state is relying upon existing private facilities.

"The constitutional prohibition becomes clear in the language of the bill which reads, 'This Act shall take effect on July 1, 2050; provided that a constitutional amendment permitting the appropriation of public funds for private early childhood education programs has been ratified.'

"Mr. Speaker, for these reasons I rise with reservations regarding Senate Bill 1095, SD 2, HD 2."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1095, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Cabanilla and Hanohano voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1586) recommending that S.B. No. 623, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 623, SD 2, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. What I find interesting here, this bill has really been opposed by the Administration. It's not supported by the Tax Department. It's basically supported by the people that wrote the bill, that's the PV industry.

"That should give you a hint as to why we're going from what's called a 'tax credit' to a loosely used term called 'production tax credit.' So here in the state we're going to obligate ourselves for 10 years to pay a subsidy to people producing electricity, which I'm already convinced they don't even need any subsidy right now for the utility scale. So, Mr. Speaker, I can't support this bill. Thank you."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise to speak in opposition to Senate Bill No. 623, House Draft 3. Among other things, this bill would replace the current renewable energy technology systems tax credit for solar energy property and wind energy property. More specifically, this bill would:

- Provide a renewable energy credit for solar water heaters at a rate of 35% with caps of $2,500 for single-family residential applications, $500 per unit for multi-family residential applications, and $250,000 for commercial applications; and

- Provide a renewable energy tax credit for solar energy property that has an alternating current capacity which is less than one megawatt at a rate of 30% for solar energy property placed in service between January 1, 2012 and December 31, 2013, a rate of 25% between January 1, 2014 and December 31, 2016, a rate of 20% between January 1, 2016 and December 31, 2017, and a rate of 15% thereafter.

"The Department of Taxation ('DOTAX') testified that declining rates for each year will create an unnecessary rush for energy property to be installed and placed in service at the end of each year. This rush will cause compliance and enforcement issues for DOTAX and taxpayers who would have an incentive to claim the tax credit in the earlier year. Certainly, this has been the case with the current tax credit. Since the Governor issued revised tax rules last year, there has been a doubling of photovoltaic installations -- partially as a consequence of greater competition and market place dynamics, but also because of the inevitable legislative changes to this unsustainable government subsidy.

"Also, based on inquiries to DOTAX at the end of each calendar year, DOTAX raised concerns about the accuracy of tax information some

renewable energy installers have provided to taxpayers with respect to the taxable year in which the tax credit may be properly claimed. DOTAX's primary concern is that the taxpayer, not the installer, will be required to substantiate that they claimed the tax credit in the correct taxable year. That fact alone should be reason for pause as most homeowners are unaware of the intricacies of the tax laws, rules, and unit cost components.

"Lastly, DOTAX noted that for a 10-year production credit, assuming the same amount of capacity is installed each year starting in 2014 and ending in 2019, the amount of the tax credits that show up in the budget window will be only 35% of the actual total cost of the tax credit to the state's taxpayers. This is true regardless of the amount of the production tax credit per kilowatt hour. For example, for the systems installed in 2014, 60% of the total cost of the credit will be paid out in the budget window, whereas for systems installed in 2019, only 10% of the total cost of the credit will be paid in the budget window. In other words, any proposed revenue estimate for the production tax credit will account for only about one-third of its total cost with the rest of the cost becoming an unfunded liability in future years.

"This is not only poor fiscal policy but exposes the state to unnecessary expenditures that may not be offset by revenue gain in the year the credit is applied. Imagine reconciling the general fund accounts in a biennium or fiscal year with declining revenue and other important expenditures against previous years' production tax credits. Should tax credits trump health care for the aged, shelter for the homeless, or wages for our workers? Obviously not, but this may be an 'unintended' consequence and taxpayer reliance upon the 'comfort letter' almost guarantees this.

"While I agree with my colleagues that we need to promote alternative energy and self-sufficiency in Hawaii, we must also live within our means. In my view, because of the difficulties DOTAX will have in administering this tax credit, the confusion it will cause to taxpayers (and in particular raised expectations), and the uncertain fiscal impact this measure will have, I oppose this measure. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, just ruling on potential conflict. My wife has clients that are from the solar industry," and the Chair ruled, "no conflict."

Representative Hashem rose to disclose a potential conflict of interest, stating:

"Potential conflict. I'm a partner in a solar project," and the Chair ruled, "no conflict."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 623, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Coffman, Har, Hashem, McDermott, Oshiro, Say and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1587) recommending that S.B. No. 1087, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1087, SD 2, HD 3 pass Third Reading, seconded by Representative Awana.

Representative Woodson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Woodson's written remarks are as follows:

"I stand in strong support of measure SB 1087, SD 2, HD 3, Relating to Green Infrastructure. The intent of this measure is to create affordable financing programs, administered by the state, for those who would otherwise not be able to afford the large upfront costs required for green infrastructure installations. Existing programs and incentives do not serve the entire spectrum of the customer market, particularly those customers who lack capital. These potential customers are underserved, thus hinder the State of Hawaii from reaching its clean energy goals.

"However, if we allow the Public Utilities Commission and the Department of Business, Economic Development and Tourism the funds to acquire and provide alternative low-cost financing programs, we will potentially eliminate a large portion of upfront costs. With this elimination of initial cost, consumers will be granted the ability to afford the clean energy technology. I support and believe that as a direct result of this measure, as a state we will be able to achieve our 70% clean energy goal. "

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 1087, SD 2, HD 3. According to the bill, this measure 'establishes a regulatory financing structure that authorizes the PUC and DBEDT to provide low-cost loans for green infrastructure equipment to achieve measurable cost savings and Hawaii's clean energy goals.'

"Mr. Speaker, this bill will mandatorily raise the rates of all Hawaiian Electric customers in order to partially fund the new Hawaii green infrastructure authority. The money in the fund will then be used to administer green infrastructure loans.

"This measure will raise electrical utility costs on members of my community and especially those in poverty. In addition, it is clear that green infrastructure loans will not be given to everyone that pays for electricity in Hawaii, nor would these loans be appropriate for everyone. Therefore, this measure has the potential of producing more harm than good, for many members of the community that I represent.

"Mr. Speaker, for these reasons I rise with reservations regarding Senate Bill 1087, SD 2, HD 3."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. Mr. Speaker, I may sound to some like a broken record but this is about getting PV on every roof, a mantra of my office. One that I fear with this bill which is ratcheting down the tax credit.

"The notion of a budding industry which is not even a baby industry as I've said many times, it's a zygote, it's not even here, we have less than 1% of our electricity coming out of PV.

"This is going to ratchet down the tax incentive. The lesson that we've learned is that when you downgrade the tax incentive like in solar water heaters you take away basically all of this work, that we're now saying we have a green revolution. You take away this incentive and it's going to kill the industry. There have been those who've said, well there's people gaming the system. You name me one law, one system that's not gamed by a few people. And as in my earlier lament as a freshmen we make stuff on data not anecdotes and hearsay. A lot of this stuff that's complaining about this bill is hearsay. There's no substantive data that says those people who gamed the system have really ripped off the state for billions and millions of dollars.

"We have $5 billion that we're giving overseas to keep our electricity generated by oil. If we are serious we have to pay a little bit to give an incentive to our people to put solar on the roof, to put PV on the roof. This

one is the beginning of the slippery slope to slide away before we even get to probably 2% or 5% of our grid from PV to kill the industry.

"Mr. Speaker, policies are incentivized by particular bills. This is one of those that is de-incentivizing and I regret the demise of what otherwise we could be, not only the national leader, we could be a world leader in solar because we have been blessed with the sun day by day by day. For those reasons, Mr. Speaker, I think it's a bad policy bill and I vote no."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support of SB Number 1087, Relating to Green Infrastructure. To make a couple of notes for the previous speaker. This does not ratchet down the incentives, in fact it provides another means of incentivizing getting photovoltaic up on roofs. So, in support, Mr. Speaker."

Representative Thielen rose, stating:

"Mr. Speaker, I believe that my colleague from Hawaii Kai was speaking in opposition to Senate Bill 623, not the green infrastructure, but 623, which deals with the photovoltaic tax credit. I will leave it to him to correct that."

Representative Ward rose, stating:

"I yield to those who have corrected me again. The bills of which, because I missed this in our caucus, I was scrambling. It's 1586. No question about it. Senate Bill 623."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1087, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1588) recommending that S.B. No. 563, SD 3, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 563, SD 3, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 563, SD 3, HD 2. This measure 'amends the form and function of the Candidate Advisory Council for the Board of Regents of the University of Hawaii. Repeals the existing Regents Candidate Advisory Council.'

"Mr. Speaker, unfortunately the University of Hawaii Board of Regents selection process was changed a few years ago under the administration of the former governor. Testimony at that time reflected the sentiment that this was not an idea endorsed by the accrediting committee for the University of Hawaii. Now the legislature is trying to undo something that essentially was not a very good idea in the past.

"For these reasons, Mr. Speaker, I rise with reservations regarding Senate Bill 563, SD 3, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 563, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1594) recommending that S.B. No. 873, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 873, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1595) recommending that S.B. No. 867, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 867, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting up with reservations. Essentially my reservations stem from the fact that this is a very complicated area of law and collective bargaining regarding the EUTF and the retirees. I think it's important for us to make sure that we're examining this bill as it comes back from the Conference Committee.

"My concern is two-fold. Number one, that the removal of the cap on the contribution by the employers to the cost share of the health premiums for the retirants, without that cap we might not be able to begin to pay down the unfunded liability and exposure that's currently existing for both county and state employees under the presupposed employment benefits, that's one.

"Number two, according to the commentary from the Attorney General's Office, it may even preempt the ability of the employers themselves to properly fund and make the transfer of the required sums to the EUTF for the purposes of insuring the insurance coverage for the retirants, given the present language that has been stricken from currently Chapter 87.

"Another concern that I also have is that this may also tie into an ongoing case presently being litigated, I'm not sure if it's at the Supreme Court or the circuit court with ICA regarding whether or not a certain type and quantity of retirees' benefits are indeed protected under the State Constitution. These are very important questions, policy questions, very technically complex and legal questions, and that's the reason why I have my reservations. Thank you, Mr. Speaker."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 867, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Third Reading by a vote of 51 ayes.

At 2:03 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1093, SD 2, HD 2
S.B. No. 1095, SD 2, HD 2
S.B. No. 623, SD 2, HD 3

S.B. No. 1087, SD 2, HD 3
S.B. No. 563, SD 3, HD 2
S.B. No. 873, SD 2, HD 1
S.B. No. 867, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1599) recommending that S.B. No. 997, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 997, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1600) recommending that S.B. No. 1265, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1265, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1265, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Third Reading by a vote of 51 ayes.

At 2:05 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 997, SD 2, HD 2
S.B. No. 1265, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1603) recommending that S.B. No. 82, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 82, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 82, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1610) recommending that S.B. No. 1171, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1171, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and just a couple of brief comments. The whole question here is phasing of projects and it seems to me like the difficulty is in how do you define a phase. There are certain projects where you may have a long term project in mind where it has several phases, but in some cases the whole project isn't done until all the phases are complete. In other kinds of projects, like a road widening project, even if you only finish one phase of it, it still can be useful for transportation purposes and be complete in just the one phase.

"So I hope the lead Chairs at conference can work out the correct language. I'm not sure we're there yet, but it does seem to me that this is a tricky issue but an important one. *Mahalo*."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition to Senate Bill 1171, which would allow segmented approval of developments. Mr. Speaker, if the Members would look at page 2 of the bill, what the Department of Transportation will be allowed to do is segment a project where 'the proposed project consists of corridors or large land areas,' where 'access to properties is restricted.' And then it uses the word 'or,' and my colleague from Wahiawa knows that 'or' means 'or' not 'and' in this instance. So 'or where circumstances dictate that construction be done in stages.'

"Well that opens a door that's wide enough and large enough for an aircraft carrier to sail through. This really removes any restriction. I mean you could virtually put any project in your community, on the island of Oahu, neighbor islands, in here. 'Access to properties is restricted.' That's private property maybe, that the state may be acquiring an easement over it. 'Circumstances dictate that construction be done in stages.' Who makes that determination? The Director, out of the sight of the public.

"I mean, it really guts the whole archeological inventory study requirement and really I would say in essence the proponents of this bill just should have repealed the requirement to even do that because the exemptions are so wide they can fit virtually anything that the developer would want to do. When you look at this as being, in essence, a rail bill, the problem is that it's going to have a very negative impact not just on the rail corridor, but it's going to have a broader negative impact on all of the islands. Neighbor islands particularly where they're not going to want to see this exemption used.

"And then the whole thing, when you segment a project, Mr. Speaker, they did that in Los Angeles decades ago. They built a freeway coming from one direction, stopping at the boundary of a historic cemetery. They built the other section of the freeway coming from the other direction stopping at the other end of the historic cemetery. Guess what happened to the historic cemetery.

"So this is the whole situation here. You segment, you get your project in place and you eliminate your options to, number one, consider not to do that project, number two, to reroute it somewhere else.

"I think the bill is a very bad idea. Actually in all of the contacts that I've had from the public on any measure this session, and that includes some of the very controversial ones such as the decriminalization of marijuana, I would say that I've received more in opposition to this segmentation bill than on any other measure. And this is from people throughout the state. Some in the archaeology profession, others that are trying to protect Hawaiian resources, and others that don't believe our environmental law should be gutted. So I would encourage Members to take a hard look at this and to vote no. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. This talks about the Department of Land and Natural Resources and the State Historic Preservation Division and when they go in and do archeological inventory survey. In no means does this stop the EIS process. So a good example in my district is we have the Kawaihae Road Bypass. Very expensive project, very difficult, but when they looked at the different alignments they came up with over, I think 12, and they went out on site and they did their EIS.

"What we know here, EIS in Hawaii is a disclosure statement, it talks about people looking and trying to determine what is of record and what they might know. This is not addressing EIS. I think that's a real important distinction that people need to understand.

"This is the AIS. So for again the Kawaihae Road Bypass, they've done the EIS, it's very long, it's very complicated. They've already told the community they're going to do it in three phases. The way they do roads is

they can't build a phased road if it isn't usable so they will do three phases. They may start, let's say Kawaihae Harbor, work their way up the hill. They'll do the bypass road, they'll connect it back to a road so that the circulation, it's like you can't build a road to nowhere anymore. So they'll have this phased part. When they do that phased part they will contact the State Historic Preservation Division and they'll actually go out and do a lot more research, which maybe it's digging, I don't know, but that is where SHPD and DLNR has to go out and work on that phase.

"They've already told us with Kawaihae Road Bypass, it may take 20 years to get the full road in, but the one phase they might be able to get in 6 years from now. So I think the important part is to understand that some of these projects from the get-go, everybody knows they're phased.

"When it came to the Committees on Transportation and Water & Land, we understood that phasing is the way big projects are usually done, a lot of it because you don't know where the funding is coming from, especially with roads, you've got to go back to the federal government. You have to, like this project is $110 million, they might get it in segments of $40 and then $50 and then $30 million.

"So what we did when it got to our committee was we said, knowing that you have a huge project and you want to go in and say, this project we know from the get-go is phased, we put in this language that they have to have an agreement with DLNR and SHPD where everybody up-front understands that they're going to address this as a phased project. So that's why it says there's going to be a programmatic agreement.

"I appreciate everybody standing up and commenting on this, it is going to go to conference and maybe there needs to be a little more clarity in people's minds on some of the language we've used. But I think conceptually it's something that is probably really good that we're actually talking about it now. Because I think it's been a practice, it's probably been a practice around for a while and this will hopefully bring better clarity to everybody in terms of the projects. If it's a 20 year project and it goes in phases, we'll clearly understand up-front we've entered into a phased project and we have expectations. Thank you."

Representative Wooley rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I just want to make a couple of comments and then insert written comments if that's alright.

"I just want to echo the comments that the Vice Chair for Energy & Environmental Protection stated, and I also want to note that it did not go to that Committee and it also did not go to the Hawaiian Affairs Committee. My concern is that we're talking about bones, people's ancestors, and I really think we should have more discussion. Unfortunately, this does not have a defective date. It's going to be effective if the Senate agrees, so that does concern me.

"I do believe that there is an issue that deserves discussion. I know that DOT has raised issues as a result of the decision in rail, but I think this is premature. It's just an instant reaction to something that they didn't like and I think that we need to pause and make sure that we have a full discussion before moving forward. *Mahalo*."

Representative Wooley's written remarks are as follows:

"I am also concerned that we have not had enough discussion on this issue to even begin to understand the full implications of adopting a phased approach. Allowing archeological discovery for a project to be done piecemeal, 'in phases,' will impair our ability to make the best decisions given the circumstances.

"The phased approach means that decision makers will have less information. Yet we know the more information we have, the better our decisions. Without information, we waste time and money undoing and/or litigating over what should or should not have been done.

"In addition, there is concern this phased approach will threaten *iwi* and historic sites. It's easy to imagine a DOT project moving forward in a way that accidentally causes cultural resources to be mauled or destroyed.

"Good planning simply requires we get a sense of the big picture before we start spending money on a project that could be doomed or will result in unnecessary conflict."

Representative Yamane rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm standing in support. Thank you, Mr. Speaker. I know that people have been getting a number of emails and there've been a lot of concerns regarding the language in this measure that you see before you. I do want to state, and I have supporting documents that I will insert within my testimony, but I do want to highlight that we did receive language from the department as well as an individual, Greg Thielen, who is also in support, which states that this bill does not circumvent Chapter 6E, the historic preservation law, or any rules that were implemented regarding Chapter 6E. All required archaeological inventory studies, which is required by our HRS, will be completed, reviewed, and necessary mitigated or other actions.

"Mr. Speaker, the discussion regarding what we see here today is the issue about phasing. Mr. Speaker, I do want to highlight for the Members, because we all want projects and have projects affecting our communities, to note that all statewide-type programs are conducted typically in phases. Specifically for stuff like pedestrian and ADA compliancy as well as freeway management systems. They're done in phases, Mr. Speaker.

"Also, Mr. Speaker, all pavement projects are conducted regarding long corridor roads and highways. These, for example several of the highways are Kalanianaole, Kamehameha Highway, Farrington Highway, Hawaii Belt Road, Volcano Road, Kuakini Highway, Haleakala Highway, Kuhio Highway and Honoapiilani.

"Mr. Speaker, also because of the way the funding is situated, large projects are broken up in phases and some of these phases need to concur with the federal matching moneys. So I'll give you some other examples, Mr. Speaker. For example, Waimea Canyon Drive and Koke'e Road improvements, phases one and two are $9 million. H-1 p.m. contraflow phases one and two, the reasons why they're broken up in phases is because phase one is Radford to Waiawa and the second phase is Waiawa to Paiwa, $120 million.

"So Mr. Speaker, the reason why the issue is done in phases, it's not as simple as we go by the length of road or the name of the road, but we go by how the segments in which, one, we can ascertain state and federal matching funds, as well as improvements. Again, when they're going through the process of doing these improvements all archaeological processes are still in place. So if anything is found there needs to be mitigation.

"So, Mr. Speaker, as we talk about moving forward, as well as the addition of programmatic agreements which is consistent with federal law, we have a lot of projects, we have a lot of needs from what I've been told from the department that this would have an immediate chilling effect on projects and road improvements. Not just on new developments in highways and freeways. Thank you, Mr. Speaker."

Representative Yamane's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in support of SB 1171: Relating to the Review of Historic Preservation Projects. This bill would allow the phased review of certain large projects by the Department of Land and Natural Resources' State Historic Preservation Division.

"The Departments of Accounting and General Services and Hawaiian Home Lands testified that this bill aims to make state law consistent with existing federal regulations regarding phasing of projects. Testimony provided by the Departments of Transportation and Agriculture highlighted that the bill would allow for the timely completion of large scale projects around the state. The Department of Transportation, specifically, cited a list of impacted projects. These projects include:

1. Mokulele Highway Widening, Kolaloa Bridge to Piilani Highway; $3.7 million

2. Honoapiilani Highway Widening & Realignment, Maalea to Launiupoko; $50 million

3. Haleakala Highway Widening, Hana Highway to Pukalani Bypass, Phase 1; $9 million

4. H-1 PM Countraflow, Phase 1 and 2, Radford to Waiawa & Waiawa to Paiwa; $120 million

5. Kohala Mountain Road, Drainage Improvements, Phase 1, 2, & 4; $3 million

6. Puainako Street Widening, Kawili to Komohana; cost to be determined

7. Kaumualii Highway Widening, Lihue to Rice Street; $30 million

8. Waimea Canyon Drive/Kokee Road Improvements, Phase 1 and 2; $9 million

9. Kihei-Upcountry Highway; cost to be determined

10. Castle Hills Access Road, Drainage Improvement Phase 1 and 2; $25 million

11. Kalanianaole Highway Improvements, Olomana Golf Course to Poalimia Street; $50 million

12. Kanoelehua Avenue Widening, Kamehameha Avenue to Panaewa; $6 million, cost for Phases 2 and 3 to be determined

13. All statewide-type programs are conducted in phases: pedestrian and ADA compliance, freeway management system, etc.

14. All pavement projects are conducted in phases for long corridors that cannot be funded in their entire length. E.g. Kalanianaole Highway, Kamehameha Highway, Farrington Highway, Hawaii Belt Road, Volcano Road, Kuakini Highway, Haleakala Highway, Kuhio Highway, Honoapiilani Highway, etc.

"For these abovementioned reasons, I believe SB 1171 will be beneficial to the state of Hawaii and I stand in support of the bill."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with some reservations on SB 1171, SD 1, HD 2. This bill authorizes the phased review of certain projects by the Department of Land and Natural Resources' State Historic Preservation Division.

"While I agree that continuity with federal law is an important goal, I am sensitive to concerns brought by archeologists and Native Hawaiian cultural practitioners that this bill may weaken the protection of Native Hawaiian archeological sites. Permitting a phased investigation will enable and authorize project construction to commence regardless of a latter-phased area's unknown potential yield and composition of historic and cultural resources, which may complicate preservation efforts. However, I also want to ensure that needed public infrastructure projects are also able to progress. Therefore, I do support this measure with some reservations."

Representative Thielen rose to respond, stating:

"Thank you, Mr. Speaker. The speaker from Waipio mentioned that he had received an email from Greg Thielen. Greg Thielen is this year's president of the Building Industry Association, he is also my son. I received the same email. I emailed back to him saying, 'Thank you for your email in support of this bill. I respectfully disagree. Love, Mom.'

"Mr. Speaker, Department of Transportation, with the Director sitting up in the gallery, is the one that has brought all of these bills before us that have been so troublesome. This is the segmentation bill. There's going to be another one where we're supposed to give Department of Transportation an exemption for harbor repairs. It's one after the other after the other as we have our lands paved over and projects fast-tracked.

"This bill is so broad, I tell you, you neighbor islanders particularly take a look at this, you have some wonderful historic resources. But if the access to the property is restricted, my goodness that could just be a locked gate, then you can go ahead with this whole new scheme. If circumstances dictate that construction be done in stages, hey a house is built in stages, then you can go ahead using this new scheme. It's just the wrong way to go if we want to preserve our cultural resources.

"For neighbor islanders I think it's even a more bitter pill for them to swallow. On Oahu we've lost so much already. So, Mr. Speaker, I would ask Members to consider voting no and stopping this bill right here in its tracks. Thank you."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure with reservations, stating:

"Thank you, just note my reservations. I'd just like to thank the Chairs and everybody for moving this along and giving it so much consideration. I know there are legitimate issues to be resolved, at the same time I know a lot of concerns have been raised. I look forward to seeing this go to conference before being considered for a final vote. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Senate Bill 1171, SD 1, HD 2 will make the state's Hawaii State historic laws consistent with federal historic preservation laws which allow phased reviews. Anyone that is familiar with large construction projects, as mentioned by the good Representatives from Waipio as well as Waimea on the Big Island, most are done in phases. This bill will help state projects to be more cost efficient and time effective by circumventing delays in projects that would end up costing more money and taking longer to complete.

"This bill would also save the state money, taxpayer money, by removing redundancy in agency appeals. Under the current law if any agency does not agree in the determination by the review, they may appeal and the state and counties are still obligated to consult with the State Historic Preservation Division on 'the effect of the proposed project on historic properties, aviation artifacts, or burial sites, consistent with Section 6E-43.'

"The obligation and responsibility of the state and counties are still implemented. The only change is that it will be done in phases rather than one review for the entirety of a large project, as mentioned again by the Chair of Transportation. In other words, Mr. Speaker, if a large project in size is forced to provide the entire information, should necessary changes be made to mandate a change or revision, the entire project will need to go back to the drawing board.

"This measure addresses a possible loss of large sums of financing and labor hours that was spent on such an endeavor. Again, I would like to stress that this measure still mandates review.

"I'd also like to refer to emails that were provided to us from the Department of Transportation as well as Mr. Thielen, President of Complete Construction Services and BIA Hawaii, and further written comments. For these reasons, Mr. Speaker, I rise in strong support."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. This bill is needed to ensure that our tax dollars are used properly when large construction projects are taking place. There are many infrastructural projects that are needed or are long overdue in the Leeward Coast. If this measure does not move forward, many construction projects may be jeopardized or delayed. Mr. Speaker, as a Representative whose district will be directly impacted by these issues, I am concerned for the quality of life for our constituents. Other areas of the most populated island have already been afforded with roadways and highways, water and sewage line improvements. Now that it is our turn, construction becomes an issue. Well Mr. Speaker, what is right is right, and right now it is the time that the people on the Leeward Coast of Oahu need their projects completed. For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose to speak in opposition to the measure, stating:

"Thank you, in opposition. I understand what is trying to be accomplished here, I just have concerns that the language as it is right now is overly broad. There's not a lot of clarity about what makes a programmatic review adequate, and clarity between what exactly is phasing, because there's a difference between phasing a project and what at least in federal laws is sometimes called segmentation. So I hope that it gets worked on in conference and I'm just voting no now because of the lack of a defective date. Thank you."

Representative Takumi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose to speak in opposition to the measure, stating:

"In slight opposition. Generally, the reason why I decided to become a public official is to help restore the public trust in government, especially in my generation. This is obviously a very unpopular bill, so I wish that a lot of the issues were clarified a little bit more in committee. But I understand the purpose of this bill and I hope that those things can be cleared up in conference."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support, just with slight reservations. But on the support factor because, since the Chair of the Transportation brought up Honoapiilani Highway, that is correct, it is done in phases, there was an AIS that was done. However, the AIS did not reveal what the crews discovered when they came to start doing the prep work, which was the location of pristine archaeological terraces.

"Even though it was a phased project it allowed, the department went out, worked with the various historic preservation entities and was able to redesign the highway to avoid these sensitive archaeological sites, thereby creating a win-win, getting a second highway that our community desperately needs for public safety and for transportation while protecting and preserving these important monuments.

"I do agree, there is some concern with the scope of language. However, my main concern is about the title which is 'Relating to the Review of Historic Preservation Projects,' and I think that could be problematic as this bill moves on. But I just point that out for the edification of the Members and also to clarify some of the discussion about phasing as it relates to the highway in West Maui. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representatives Rhoads and Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1171, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Belatti, Carroll, Hanohano, Ing, Lowen, Morikawa, Thielen, Ward and Wooley voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1611) recommending that S.B. No. 46, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 46, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1612) recommending that S.B. No. 1069, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1069, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition and a brief comment. Mr. Speaker, we have less than half of our people who own homes. This is going to increase the cost of homeownership by putting what I believe are exorbitant fees on mortgage origination fees, mortgage licensure, etc. It's not good for Hawaii's families. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1069, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1613) recommending that S.B. No. 3, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 3, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Fale voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1614) recommending that S.B. No. 328, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 328, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 328, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

At 2:31 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 82, SD 1, HD 2
S.B. No. 1171, SD 1, HD 2
S.B. No. 46, SD 2, HD 3
S.B. No. 1069, SD 2, HD 2
S.B. No. 3, SD 1, HD 2
S.B. No. 328, SD 1, HD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1615) recommending that S.B. No. 1141, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1141, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ito rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SCR 1615, SB 1141, SD 2, HD 2.

"Mr. Speaker, in Section 1 it states, 'Conditional release means that a person has been acquitted of a crime on the ground of mental disease or disorder, excluding responsibility, but can be controlled adequately and given proper care, supervision, and treatment in the community under specified conditions.' Who is to guarantee that the individual will be controlled adequately? Will that person also be with the individual 24/7? Additionally, will that person guarantee that he is giving proper care, supervision, and treatment to the individual? I doubt if that person will be able to guarantee any of those conditions.

"It further states in Section 4, 'For any defendant granted conditional release pursuant to this section, and who was charged with a misdemeanor, petty misdemeanor, or violation, the period of conditional release shall be no longer than one year.' Who is to guarantee that a person charged with a misdemeanor, petty misdemeanor, or violation, and has a mental disease or disorder will not commit a more serious felonious crime while on conditional release?

"Mr. Speaker, in general, I am not against a defendant being granted a 'conditional release'. What this measure lacks is that it does not specify conditions under which a 'conditional release' can be granted; such as, restriction on specific localities where a defendant can/cannot attend, the wearing of an ankle bracelet to monitor the whereabouts of the defendant to ensure compliance to the conditions set forth in the 'conditional release', etc.

"As you know, the Hawaii State Hospital is located within District 49, which I represent. In 2011 a State Judge granted a Hawaii State Hospital patient a 'conditional release' to physically attend classes at Windward Community College. Regardless of whether the patient was under a supervised release, would the attending supervisor have been able to prevent an out-of-control patient from committing an assault on a student? I very much doubt it. During that period I received numerous phone calls from concerned parents, as well as students. If the patient wanted to attend classes at WCC the judge could have set conditions on the patients' 'conditional release' by requiring the patient to take e-classes.

"Mr. Speaker, for these reasons I am in opposition to SCR 1615, SB 1141, SD 2, HD 2, and ask my colleagues to oppose this measure."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1141, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Choy, Cullen, Fale, Fukumoto, Har, Hashem, Ito, Johanson, Kawakami, McDermott, Oshiro and Say voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1616) recommending that S.B. No. 535, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 535, SD 1, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 535, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Fukumoto and McDermott voting no.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1617) recommending that S.B. No. 1207, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1207, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hanohano, Lowen and Thielen voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1618) recommending that S.B. No. 345, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 345, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 345, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Fukumoto, McDermott and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1619) recommending that S.B. No. 1196, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1196, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition, brief comment. Mr. Speaker, this bill is I would think an aggressive move to shut down the small mom and pop lemonade stands, garage sales, swap meets, anybody who's doing a small business. It's an attempt for anybody who now can have less than 10 sales not having to do receipts. This says anybody who sells anything at any time for any amount of money has to give a receipt. We're going to make bookkeepers out of our immigrants and our other entrepreneur people.

"What's the irony of this, Mr. Speaker, is that this bill is projected to raise maybe $100,000. The reality is DOTAX has over a billion dollars, I repeat a billion dollars, outstanding taxpayers who are the big fish who they can't catch. So they're going to put resources to get these small guys who are trying to just make a living and making bookkeepers out of them, it's a misuse of state resources when we've got billions of dollars for those who are smart enough to evade what otherwise the DOTAX should be going afterward. So with that, Mr. Speaker, I vote no."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1196, SD 1 HD 1. This bill expands the requirement of vendors to offer receipts and keep contemporaneous records to all vendors, removing the exception of those businesses who conduct ten or fewer cash-based transactions per day. I have concerns about this bill because it seems to be targeting businesses that are struggling to survive, without much revenue (projected to be less than $100,000 recouped) gained in the process. Additionally, I am not certain how this law can and will be enforced."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"In support. I represent an area where there's a lot of mom and pops, and I support the bill because many of the moms and pops are trying to do the right thing. They report their income, they do what they're supposed to do, but it puts them at a competitive disadvantage against those who aren't trying to do the right thing. Therefore, I think this is an appropriate measure. *Mahalo*."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"In support with reservations on SB 1196. My reservation with this bill, Mr. Speaker, is that there is no definition for casual sales. I agree that giving receipts in everything and anything would be too cumbersome. I also believe that there are certain people who do casual sales that need to be taxed. So as this bill moves forward I would look forward of having a definition of what casual sales is, because I don't think that we should require receipts for everything and anything because, like it was previously said, it would be too cumbersome to small businesses. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, just another comment about the origins of this bill and why I think DOTAX likes it. Because the Chair of Judiciary said that the bad guys are making the good guys look good. My point is that the bill has been premised on the fact that the character assassination of the small guys is why this bill is here. That's why they said, well they're lying to us. All these small guys are lying to us. They say they have less than 10 transactions. So because of that lack of character or the assassination of the character, we've got this bill labeling all the small businesses liars.

"That was the premise and that is what came through in the hearing, that because they don't tell us the truth we've got to go down now to not 10 or below, we've got to go for everybody who sells anything at anytime for any amount of money. That's overkill, Mr. Speaker. That's the point. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1196, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, McDermott, Thielen and Ward voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1620) recommending that S.B. No. 310, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 310, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 310, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hashem and Say voting no.

At 2:36 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:36 o'clock p.m.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1621) recommending that S.B. No. 1180, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1622) recommending that S.B. No. 1016, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1016, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS," passed Third Reading by a vote of 51 ayes.

At 2:41 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1141, SD 2, HD 2
S.B. No. 535, SD 1, HD 2
S.B. No. 1207, HD 2
S.B. No. 345, SD 1, HD 1
S.B. No. 1196, SD 1, HD 1
S.B. No. 310, SD 2, HD 2
S.B. No. 1180, HD 1
S.B. No. 1016, SD 1, HD 2

THIRD READING

S.B. No. 1293, SD 1, HD 1:

Representative Saiki moved that S.B. No. 1293, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just need to request a ruling on a potential conflict. My wife works for a labor union. Thank you," and the Chair ruled, "no conflict."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Coffman rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 1293, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives McDermott and Thielen voting no.

S.B. No. 890, SD 1, HD 1:

Representative Saiki moved that S.B. No. 890, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations and just a few brief comments. I think the intent of the bill is certainly good, it's to mitigate impasses caused when there's a tie and there's not an ability to appoint a successor. I just hope that in conference perhaps the Chief Justice is removed and there's another appointing authority. It just seems somewhat problematic to be having the head of the Judiciary appointing to an adjudicative body that ultimately may end up resulting with that appointing authority in terms of jurisdiction. Thank you."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 890, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Third Reading by a vote of 51 ayes.

At 2:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1293, SD 1, HD 1
S.B. No. 890, SD 1, HD 1

S.B. No. 1193, SD 1, HD 1:

Representative Saiki moved that S.B. No. 1193, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote. This increases the cost to our people to get on an airplane and fly away. The cost of an airline ticket has just gone up, this is a tax increase for them."

The motion was put to vote by the Chair and carried, and S.B. No. 1193, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Ward voting no.

S.B. No. 1197, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1197, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION," passed Third Reading by a vote of 51 ayes.

S.B. No. 1206, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1206, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION," passed Third Reading by a vote of 51 ayes.

S.B. No. 1360, SD 1, HD 1:

Representative Saiki moved that S.B. No. 1360, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. At my law firm I represent community associations and condo associations. Thank you," and the Chair ruled, "no conflict."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, requesting a ruling on a potential conflict. I sit on a homeowner's association. Thank you," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 1360, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Third Reading by a vote of 51 ayes.

At 2:48 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1193, SD 1, HD 1
S.B. No. 1197, SD 1, HD 1
S.B. No. 1206, SD 1, HD 1
S.B. No. 1360, SD 1, HD 1

S.B. No. 1184, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1184, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Third Reading by a vote of 51 ayes.

S.B. No. 1185, SD 1:

Representative Saiki moved that S.B. No. 1185, SD 1 pass Third Reading, seconded by Representative Awana.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Request a ruling on a potential conflict. I work for a nonprofit. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and S.B. No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS," passed Third Reading by a vote of 51 ayes.

S.B. No. 1190, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1190, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING," passed Third Reading by a vote of 51 ayes.

S.B. No. 1203, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1203, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE," passed Third Reading by a vote of 51 ayes.

S.B. No. 68, SD 1, HD 1:

Representative Saiki moved that S.B. No. 68, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 68, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Third Reading by a vote of 51 ayes.

At 2:49 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1184, SD 1
S.B. No. 1185, SD 1
S.B. No. 1190, SD 1
S.B. No. 1203, SD 1
S.B. No. 68, SD 1, HD 1

S.B. No. 978, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 978, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Third Reading by a vote of 51 ayes.

S.B. No. 237, SD 2, HD 1:

Representative Saiki moved that S.B. No. 237, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, a no vote again and if I may explain. I believe that school lands should be used for school purposes. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just a quick thought for the Conference Committee is maybe to look at something to make sure that the local schools can derive some benefits and not just the system as a whole. Thank you."

Representative Ing rose to speak in support of the measure with reservations, stating:

"Reservations. Same concern that the school, it should be going directly, also make sure that the counties are a little involved."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote. This has the DNA of the PLDC and I know the forensic expert who countered that, I would like to leave open for his retort again. Thank you."

The motion was put to vote by the Chair and carried, and S.B. No. 237, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Brower, Hanohano, Thielen and Ward voting no.

S.B. No. 1289, SD 2, HD 1:

Representative Saiki moved that S.B. No. 1289, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 1289, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

S.B. No. 1298, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION," passed Third Reading by a vote of 51 ayes.

S.B. No. 458, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 458, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

S.B. No. 948, SD 1, HD 1:

Representative Saiki moved that S.B. No. 948, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 948, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

At 2:55 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 978, HD 1
S.B. No. 237, SD 2, HD 1
S.B. No. 1289, SD 2, HD 1
S.B. No. 1298, HD 1
S.B. No. 458, SD 1, HD 1
S.B. No. 948, SD 1, HD 1

At 2:55 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:13 o'clock p.m.

END OF CALENDAR

At this time, the Chair stated:

"Members, please turn to page 18, and refer to House Stand. Com. Report Number 1562, this would be Senate Bill 987, Senate Draft 1, House Draft 1."

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1562) recommending that S.B. No. 987, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 987, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Thielen offered Floor Amendment No. 21, amending S.B. No. 987, SD 1, HD 1, as follows:

"SECTION 1. Senate Bill No. 987 S.D. 1 H.D. 1, RELATING TO IMPACT FEES, is amended as follows:

1. By amending section 1 to read:

"SECTION 1. The legislature finds that it is important to ensure consistency between state and county laws where necessary for efficient and effective governance. One of the major challenges in this regard is the lack of clear policy guidance on the collection of impact fees for new water meters.

The legislature recognizes that current state law does not provide the counties with sufficient flexibility to assess the fee at a time most suited to the type of development in question -- for example, whether prior to the issuance of a building permit, prior to the issuance of a water meter, or upon the installation of a water meter. As a result, the counties are hindered in their ability to timely provide water to projects in need.

The purpose of this Act, therefore, is to facilitate efficient and effective governance by authorizing counties to collect impact fees before or upon issuance of a water meter, as the counties see fit. At the same time, however, it is not the intent or purpose of the legislature to unduly burden an applicant seeking a water meter for a single-family home by requiring that applicant to pay the impact fee in full prior to the county's actual installation of the water meter."

2. By amending section 2 to read:

"SECTION 2. Section 46-146, Hawaii Revised Statutes, is amended to read as follows:

"**[{]§46-146[}] Time of assessment and collection of impact fees.** Assessment of impact fees shall be a condition precedent to the issuance of a grading or building permit <u>or water meter</u> and shall be collected in full before or upon issuance of the permit[.] <u>or water meter; provided that the counties shall not require an applicant seeking a water meter for a single-</u>

family home to pay the impact fee in full prior to the county's installation of the water meter.""

3. By amending section 3 to read:

"SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored."

4. By adding a new section 4, to read as follows:

"SECTION 4. This Act shall take effect on July 1, 2013.""

Representative Thielen moved that Floor Amendment No. 21 be adopted, seconded by Representative Ward.

Representative Thielen rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I'm rising in support of this friendly Floor Amendment. It is a friendly Floor Amendment, primarily to help the residents on the island of Kauai. As currently written, the bill would give counties the authority to collect water meter impact fees in full before, and before is the key word, or upon issuance of a water meter. That makes a lot of sense, Mr. Speaker, in terms of major developments that are extremely taxing or on existing infrastructure that requires construction of the infrastructure to support the new major massive development.

"But this has an unintended consequence on individual homeowners. Specifically the broad language of Senate Bill 987 doesn't prohibit the counties from forcing an applicant wishing to build a single-family home from paying the impact fee in full prior to the counties actually installing a water meter. What does this mean to the individual homeowner on the island of Kauai?

"At a cost of $4,000 to $19,000 per water meter, it requires the little guy to pay this cost out of pocket, which would be difficult if not impossible for them to do. It's particularly important to keep in mind, because most people use their mortgages to cover the cost of the water meter. They won't have that mortgage in place before they have their building permit and are able to proceed with the construction of their home.

"I believe that this amendment will take care of it and protect the water department. The amendment says that the county shall not require an applicant seeking a water meter for a single-family home to pay the impact fee in full prior to the county's installation of the water meter. The water department is protected, the homeowner calls the water department and asks to have the meter hooked up. The water department says, fine, we will be out there on this day, have your check made payable to the water department for full payment of that water meter. We hook up, you hand us the check and both sides are happy, because the homeowner has been able to get the mortgage in an amount that will be able to cover this water meter payment.

"So it's a friendly amendment. I believe that the bill does need to be amended. I've been told that it has the harshest impact on the island of Kauai and I've been told that the other neighbor island water departments are fine with the present system, and why did they even need this legislation. Kauai and Mr. Craddick have been the ones pushing this bill, but I'm afraid that the way it's written presently without this amendment will hurt the individual homeowner. Thank you."

Representative Evans rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, I rise in opposition to the Floor Amendment. I hear what the previous speaker's concerns are and I really appreciate the fact that she's for the single-family owner, but I want to put it in perspective. When a subdivision is created and they create these lots, there is an impact fee paid by the developer. When I called the water department and said, how would that affect the single-family homeowner? What they said was, if you go to our Hawaii Revised Statutes 146, this section talks about impact fees. The way the law is written is it says the developer that develops these subdivisions, that the county can put what's called these public facility impact fees and it actually talks about how you calculate them. When you go later in that HRS statute they talk about the timing of when you collect them. This is what the underlying measure addresses is the timing.

"The current bill says you can assess and collect impact fees, 'condition precedent to the issuance of a grading or building permit.' What we're suggesting is, 'or water meter.' I personally do not believe the language that's being proposed for the Floor Amendment is necessary. The main reason being is that if you have a lot and you go to the county and say you want a building permit, they won't give you a building permit if they know you can't get water, which means you have to go apply for the water permit. At some point when you build it, you'll have to get the issuance of the water permit. At that time, what the underlying bill says is the impact fee can be collected by the county. But the county isn't collecting for the original development, the actual facility fee for the development of the water system was already charged to the developer. It would not pass to the single-family owner.

"However, if there was something subsequent, let's say in the neighborhood where they maybe did some upgrade, maybe they recalculate and say there is a small facility impact fee. Maybe that would get passed on to the lot owner.

"But I have to tell you I don't believe the scenario that was said by the previous speaker because if you want to build a house on a lot, you're going to go to the bank and you're going to get a construction loan. After that construction loan you will then turn it into a mortgage. But the reality is you've got to have the money to be able to build your house. When you get building permits now with the counties, they really limit you. It's like they're going to say, your building permit is only good for 6 to 9 months. We expect you to be back here for an occupancy permit so we're only giving you a short window.

"So I think that anybody that's doing single-family development has already, like I said, I think that the cost of water meter, driveways, electrical HELCO connection, building the house, that's all put in to whatever loan you're going to have with the bank. I don't think you build all that stuff and then go get your mortgage loan. That isn't the way it works.

"In my community of Waikoloa we actually have developers at the bottom of the hill that you can actually go in and negotiate the building of your home and they put together the whole package for you. They design it, what kind of roof, what kind of materials. So that thing all gets worked out, and they already have some agreements with the local bank on what their mortgage packages are. So it's kind of a one-stop shopping deal, and that would be done. So I don't think this language is really necessary. Thank you."

Representative Thielen rose to respond, stating:

"Yes it is. Thank you, Mr. Speaker. If the Members would just read the language, what this language does in this friendly Floor Amendment, it says that the counties shall not require an applicant seeking a water meter for a single-family home to pay the impact fee in full prior to the counties installation of the water meter. So what it's saying is, to the individual homeowner, you're not going to be caught in this chicken and egg situation where you won't have your construction loan until you have a building permit and therefore you're going to have to pay for your water meter in advance before you can get your construction loan. So come up with that $4,000 to $12,000 in advance.

"It's very onerous for the individual homeowner. Different for a large development, different for if you're developing multiple lots. That's set aside. This only protects the individual single-family home, and they are not going to be required to pay for that water meter before installation. By the time it's installed they would have the construction loan that would be in place, and they exchange the check for the connection to the water meter.

"So, Mr. Speaker, it's really needed. I know that there are instances on Kauai with a lot of difficulty with the water department. Extensive delays, which again with your individual homeowner puts a huge burden on them, to have to come up front with those thousands and thousands of dollars.

Kauai came in and wanted this. Neighbor islands didn't need it. And I'm afraid what we're doing is hurting the individual homeowners on Kauai. Thank you."

Representative Tokioka rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In opposition to the Floor Amendment. I think I spoke with the gentleman that the Representative from Kailua spoke with twice and he understands what the measure does now. He's okay with it now. All of those concerns are still existing, Mr. Speaker, but if you look at what the bill does, they're already doing it right now. The counties are already doing it right now. The county manager from Kauai wanted to make sure it was in statute so he went out of his way to do that.

"But there is a double edged sword to the situation, Mr. Speaker. If they don't pay for it upfront and their house goes through and they don't reserve that water meter, they could lose the right to get that water meter. So I would think they want to make sure they get that water meter upfront. And I understand it's expensive. I don't think anybody wants to tax anybody more. Whatever the water department does or water departments do throughout the counties is not what this Body is doing as far as the fees are concerned. But if they don't reserve that water meter upfront, that's where the problem is going to be, Mr. Speaker, and they're going to lose the opportunity to reserve that water meter. So that's why this bill is very important for the counties. Thank you."

The motion that Floor Amendment No. 21, amending S.B. No. 987, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Evans and Tokioka voting no.

(Main Motion)

Representative Thielen rose to speak in opposition to the measure, stating:

"I'm in opposition to the bill as it states. Mr. Speaker, I'm casting a no vote on it because it's saying that it's adding in now the language that a water department shall collect in full before or upon issuance of the water meter. Not connection, just upon issuance of the water meter, and I think that's harsh for the individual homeowner. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 987, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Fukumoto, McDermott and Thielen voting no.

At 3:28 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 987, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1576) recommending that S.B. No. 757, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 757, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

At this time, Representative Har offered Floor Amendment No. 15, amending S.B. No. 757, SD 2, HD 2, as follows:

"SECTION 1. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by deleting the "PART I" designation on page 1, line 1.

SECTION 2. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by amending Section 2 on page 1, line 15, to insert $100,000 as the sum to be appropriated in each year of the 2013-2015 fiscal biennium.

SECTION 3. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by amending Section 2 on page 2, lines 5-6, to read as follows:

"The sums appropriated shall be expended by the department of education for the purposes of this Act."

SECTION 4. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by amending Section 3 on page 2, line 8, to insert $100,000 as the sum to be appropriated in each year of the 2013-2015 fiscal biennium.

SECTION 5. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by amending Section 3 on page 2, lines 17-18, to read as follows:

"The sums appropriated shall be expended by the University of Hawaii for the purposes of this Act."

SECTION 6. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by deleting PART II.

SECTION 7. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by deleting the "PART III" designation on page 21, line 18.

SECTION 8. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by deleting Section 10.

SECTION 9. Senate Bill No. 757, S.D. 2, H.D. 2, is amended by renumbering Section 11 as Section 4, and to read as follows:

"SECTION 4. This Act shall take effect on July 1, 2013.""

Representative Har moved that Floor Amendment No. 15 be adopted, seconded by Representative Hashem.

Representative Har rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. Mr. Speaker, I rise in support of Floor Amendment Number 15. Mr. Speaker, when Senate Bill 757 first came over from the Senate as a Senate Draft 2, the purview of the bill dealt with the Livestock Revitalization Program. Specifically, the bill capped the Livestock Revitalization Program grant per qualified producer per year at the lesser of a specified amount or a percentage of the cost of feed for production of poultry products, milk or pigs and beef cattle raised and slaughtered in Hawaii for local consumption. Furthermore, the bill expanded the livestock program to include subsidies for costs incurred in raising goats, sheep, fish and crustaceans.

"After the bill came out as a House Draft 1 from the House Committee on Agriculture, Senate Bill 757, HD 1 still dealt with the Livestock Revitalization Program with minor amendments being made by lowering the number of sows needed for pig farmers to qualify as qualified producers, and specifying when qualified producers will not be eligible for livestock.

"After the bill came out of the Finance Committee the bill changed drastically from the livestock program to a Part I which promotes the 4H and Future Farmers of America programs, very worthwhile programs, and then the Part II, which added language into Chapter 171-10, adding a fourth class of classification for intensive agricultural land use.

"While I very much appreciate the Finance Committees posting of the HD 2 which is the current draft before us, the Floor Amendment does keep in Part I of the current House Draft 2, which is the 4H, Future Farmers of America program but the Floor Amendment deletes Part II. Mr. Speaker, I will note that Part I was formerly known as House Bill 486, in which there was unanimous consent amongst this Body with every single Member of this Body voting in support of House Bill 486. However, Part II of the measure was formerly known as House Bill 734, and at Third Reading there were six individuals who voted with reservations and there were three in opposition.

"While I very much appreciate the Livestock Revitalization Program language and I wish that it would have remained in the HD 2, in support of the House and the Chairs this Floor Amendment demonstrates the House's support of the 4H and Future Farmers of America program inserting an appropriation amount and clean date. The FA just simply deletes Part II

and shows our support as a Body for these very important programs. For these reasons, Mr. Speaker, I stand in support of the Floor Amendment. Thank you."

Representative Wooley rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I stand in opposition. I appreciate the previous speaker's support of the 4H program and I am very hopeful that moves forward. That is an important House position and I am very hopeful we'll see it come back to us. This bill is a work in progress and the taro additions are critical and based on the Taro Task Force recommendations.

"I just want to note for those of you who haven't been here for the last few years, the Taro Task Force was created in 2008 and the reason is in part because of our concerns about food security, but in a large part it has to do with a fact that taro is in crisis.

"In the 1940's there were over 30,000 acres registered as *kuleana loi*. Today there's about 600 or less that's registered. In addition, we're now importing over 1,000 pounds per year of taro. That brings with it many challenges including recent discovery of invasive species that were on taro and they were intercepted at the airport. So we have a lot of challenges. Taro is the main starch for many families including my own, I love it, but particularly Hawaiian families, and it is really critical for Hawaiian health issues today.

"The bill itself focuses primarily on public land. On page 4 it amends Section 171, which is applying only to public land. That provision simply creates a fourth class, taro lands, and the second section that makes a change simply protects *'auwai* that may be existing, ancient *'auwai*. So with that, Mr. Speaker, I just want to encourage everybody to vote down this Floor Amendment, and I look forward to working more on taro protection and food security. *Mahalo*."

Representative Har rose to respond, stating:

"Just a brief rebuttal, Mr. Speaker. While the previous speaker noted that these were recommendations of the Taro Security Task Force, the fact of the matter is many of our very well respected taro farmers in the State of Hawaii actually are not part of this task force. So I don't think this is truly representative of all the taro farmers and their recommendations in this state. So again, we should take pause and proceed with caution. Thank you."

The motion that Floor Amendment No. 15, amending S.B. No. 757, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Wooley voting no.

(Main Motion)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 757, SD 2, HD 2. This bill would define and expand protections of taro lands as well as appropriating funds for the operation of 4-H and FFA programs. While the cultivation of taro is vitally important to the preservation of the Hawaiian culture, there are a number of questions raised by the wording of this bill. The bill ostensibly prevents lands that were used for taro cultivation 'prior to statehood' from being used for other purposes. This begs the question of whether or not the bill is requiring land that has long since been used for other purposes to be returned to taro production purposes. Also, the process for determining what lands were in use of taro cultivation is unclear in the bill, which means that there may be barriers to proper implementation."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, with reservations, written comments. Actually, Mr. Speaker, can I change that to a no vote. Taro is not in crisis, Mr. Speaker. As a taro farmer myself and as a Pacific Islander, taro itself is not in crisis. The Pacific Islander community and the Hawaiian community is in crisis, Mr. Speaker. If we divert attention to try and address taro and not address the people who grow it, who care for it and take it into their homes, Mr. Speaker, this is a diversion from what really is the issue. If we resolve the issues within the Hawaiian community and the Pacific Islander community, taro will flourish.

"This measure, this portion over here addresses a symptom. I always like to use this example. When a person goes into a hospital and they have a brain tumor and you give them aspirin for their headache it doesn't solve the problem, Mr. Speaker. This is a headache over here. There's a brain tumor that needs to be addressed and this diversionary stuff is not helping the Hawaiian community, it's not helping the Pacific Islander community, and it's not going to help taro in the State of Hawaii, Mr. Speaker. We need to look at the real issues and not play around."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with opposition regarding Senate Bill 757, SD 2, HD 2. This bill addresses agriculture; the Future Farmers of America Program; the 4-H Program and taro lands in Hawaii.

"This bill has undergone a number of changes since it was first introduced. Mr. Speaker, the original bill was about grants for agricultural feed subsidies for animals raised by commercial farmers. My concern is that the new language of the bill could adversely affect economic opportunity in Hawaii.

"Mr. Speaker, I am also concerned about the new language in the bill regarding taro lands. This language was not the original intent of bill. It is notable that *The Land Use Research Foundation of Hawaii* testified against this version of the bill.

"Mr. Speaker, for these reasons I rise in opposition to Senate Bill 757, SD 2, HD 2."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 757, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Choy, Fale, Fukumoto, Ichiyama, Ito, Takayama, Tsuji and Yamashita voting no.

At 3:38 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 757, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1596) recommending that S.B. No. 1057, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1057, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Oshiro offered Floor Amendment No. 23, amending S.B. No. 1057, SD 2, HD 1, as follows:

"SECTION 1. Senate Bill No. 1057, S.D. 2, H.D. 1, is amended by deleting Section 1 of the bill and renumbering Sections 2 and 3 as Sections 1 and 2, respectively."

Representative Oshiro moved that Floor Amendment No. 23 be adopted, seconded by Representative Say.

Representative Oshiro rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. This is really a friendly amendment. Let me tell you what's going on here, Members. This is a very important bill. Senate Bill 1057 is actually a situation of first impressions for this Legislature where, because there has been no settlement between the employers and the employees on the split between the employees and the employer on the ETUF contribution amount, we find ourselves here, as the body, to resolve this dispute. Pursuant to Chapter 89 as currently drafted it is the Legislature to decide what the apportionment will be between the employer and the employee.

"This is regarding Unit 10, which is UPW Unit 10 who recently won an arbitration award I think earlier this year, or maybe the latter part of last year for their members. That arbitration award settled the duration of the contract as well as the wages and salaries for that. What was not discussed or was disposed of in that arbitration award was the EUTF contribution.

"As currently drafted, it is my understanding that Section 1 of the measure purports to support a 50/50 split between the employer and employee which is consistent with the Governor's request and the request made by Budget and Finance in the prior hearings both in the Committee on Labor as well as the Committee on Finance.

"My amendment here does not have a Section 1, in fact it basically deletes Section 1 and goes to the substantive components of the funding portion of the bill. The reason I'm doing that, Mr. Speaker, is to allow the Finance Committee and the Labor Committee Chairs to have the full measure of authority and breadth under the conference rules to find an agreement, whether it's going to be 50/50 or 60/40 or somewhere else in between.

"I need to point out the concern that I have with the current draft in that it states 50/50 cost share. That might be used against us in conference to seek a compromise settlement. I point to the Joint Conference Rules Section 2, Conference Committee Scope and Amendments. 'The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly: (a) With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter. (b) To assure the integrity of the individual measure, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.'

"That language there gives me concern that the current draft which states in Section 1 as to support a 50/50 split between the employer and the employee might inadvertently tie our hands in the negotiation process in the Conference Committee. That's my concern and that's why I had this amendment here, Mr. Speaker.

"Let me just also add that I think it's important for us to understand that it may not have come out in public hearings but it's come to my attention that there was actually a sidebar agreement in the UPW Unit 10 amongst other public worker unions. When Governor Abercrombie was elected, this was back in 2011, he came to discover that the prior Governor Linda Lingle had unilaterally imposed a cap on the amount of the contribution upon the public workers union going back to 2009. One of the things that he did was to rectify the increase that was going to be imposed upon the employees.

"So in his first term in his first year as Governor, he came to us and asked for an emergency appropriation for us to at least make the members of the employee unions whole. So from March 1st of 2001 to June 30th of 2011, the split between the employee and employer was 60/40. At that point in time we did fund through I think it was Act 6 an emergency appropriation to make the employees whole. It was about that time that the employee unions with the Governor entered into an agreement that should any of them not settle the contracts by June 30th of 2011, that the current 60/40 split going back to the prior contract 2009 – 2011 would hold in place. At that point in time the 60/40 split was part and parcel of that agreement.

"So I think there's a lot to be said for the UPW's position in this measure. It's not in this bill right now but again my intention is to allow the conferees the full measure and authority to make that adjustment. Thank you, Mr. Speaker."

Representative Nakashima rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In opposition to the Floor Amendment. Thank you. Mr. Speaker, this bill did come to the Labor Committee and we are cognizant of the concerns that were raised by the UPW. In checking on that with the Director of Budget and Finance we were assured that we should move ahead.

"Since that time we did review the original documents in question and have posed the question to the Attorney General. I do believe that the Finance Chair was very wise in blanking out the amounts that were in the bill and it does continue to give us the flexibility in conference when we go back to fill in those amounts to make a decision with regard to what the actual amount will be. So because of that I see no reason to delay passage of this bill any further and I ask that we vote down the amendment. Thank you."

Representative Say rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in support of the Floor Amendment. This afternoon is indeed a pleasure to be addressing an issue of this magnitude. Before this House there was a legislation to do away with the legislative authorization in approving or disapproving a health fund arbitrated agreement. Today you are experiencing it first-hand, but the legislation that passed this House took it away from the Legislative Body to approve or disapprove a settlement. Now I think we should try to fulfill our obligations in supporting our blue collar workers known as the UPW union. So I am in total support of our working people who are working so hard with little resources that they have as far as their salaries and benefits.

"This particular measure should go into conference whereby they could discuss it further, if it is in the testimony that was submitted on the arbitration that it was a notion that it should be 60/40, this Body should support what was presented by both parties at the arbitration. Thank you."

At this time, Representative Say requested a roll call vote.

The request of roll call was put to vote by the Chair and upon a show of hands, the request was approved.

Representative Oshiro rose to respond, stating:

"Mr. Speaker, I'd just like to add a few more comments in support of this motion. Thank you, Mr. Speaker. I'd just like to make sure that everyone

understands the import of this bill. Again, if you look at your copy of Senate Bill 1057, SD 2, HD 2, look at Section 1. I believe Section 1, in the second paragraph or the second item, sets forth a 50/50 split. It's consistent with the Budget & Finance request from Kalbert Young. If you read Mr. Young's testimony he is absolutely correct. He doesn't state this is a finding, he doesn't state that this is a requirement, but he basically states what is allowed under law. It is his recommendation.

"But he erroneously makes the recommendation that it is the same as what all other units got. But those who follow what has been going on with the public workers unions over the past several years know that in 2011, this UPW 10 did not settle. Only the other units settled. I believe UPW 10 went to arbitration. Unit 9 with the nurses went to arbitration. The rest settled and as part of their settlement they received a 50/50 split between the employer and the employee for the contributions.

"In fact, I think it needs to be stated in the public record that when the settlements were not reached by the deadline of June 30, 2011, the same employee union trust fund contribution levels for UPW 10 were also the same for Unit 9, which is the nurses who were in arbitration, firefighters who had not settled at that time, and also Unit 12, police officers had not settled at that time. So this is very much consistent, I guess with the letter and spirit of that agreement that was entered into by the employers and the different public worker unions. But in this particular case, UPW 10. So that's something to keep in mind.

"Again my concern stems from the fact that I don't want to be caught off guard pursuant to the Conference Rules because the current draft in the Senate Bill that came over from the Senate went through the Senate Judiciary and Labor Committee, expressed a 50/50 split. It came out of the Ways and Means Committee expressing a 50/50 split. It came out of the House Labor Committee expressing a 50/50 split. It comes out of the House Finance Committee expressing a 50/50 split. I don't want us to be locked in to going to something else. That's my concern, Mr. Speaker. Thank you."

Representative Luke rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In opposition. The portion dealing with the Conference Rules deals with the substantive portion. The Floor Amendment only takes out the purpose section. The purpose section does nothing substantive. While I appreciate all the discussion that's on the Floor, that will all be decided during conference. Taking out the purpose section does nothing. Thank you."

Roll call having been approved, the motion that Floor Amendment No. 23, amending S.B. No. 1057, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," be adopted, was put to vote by the Chair and failed to carry on the following show of Ayes and Noes:

Ayes, 20: Aquino, Cabanilla, Choy, Coffman, Cullen, Fukumoto, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, McDermott, Oshiro, Say, Takayama, Tokioka, Tsuji, Ward and Yamashita.

Noes, 31: Awana, Belatti, Brower, Cachola, Carroll, Cheape, Evans, Fale, Hanohano, Ing, Johanson, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Rhoads, Saiki, Souki, Takai, Takumi, Thielen, Woodson, Wooley and Yamane.

(Main Motion)

Representative Say rose to speak in support of the measure, stating:

"In support of the measure that is before us and I hope that during conference, that the conferees of the House will represent what was stated on the Floor of the House, that they will be looking for parity, they will be looking for equality for our blue collar workers here in the State of Hawaii.

"Yes it is silent that is 50/50 at this point in time, but I hope that the House leadership will give the House Labor Committee Chair and the Finance Chair the flexibility of opening it up to make it 60/40 because I truly believe that these individuals who are of the UPW deserve that 60/40 rather than 50/50. Thank you."

Representative Oshiro rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of the main motion on Senate Bill No. 1057, House Draft 1, but with strong reservations.

"I will not belabor the points raised during the debate on the Floor Amendment, but I want to stress my concerns that the language contained in the bill may preclude any discussion during conference on the employer's contribution for health insurance benefits. Again, this is based upon my reading of the applicable rules pertaining to the limitations of conference amendments.

"Rule 16.5 of the Rules of the House of Representatives, State of Hawaii, the Twenty-Seventh State Legislature, 2013-2014, states:

'The authority of a conference committee shall be limited solely to resolving differences between the House and the Senate versions of a bill or resolution.

Accordingly, a conference committee shall not amend a bill or resolution by inserting into the bill or resolution any unrelated or new subject; provided that the restrictions in this Rule 16.5 shall not apply to the General and Supplemental Appropriations Bills; provided further that any increases to the salaries, pensions, or retirement benefits for any elected or appointed officer of the State or County shall be considered by separate bill other than the aforesaid Appropriations Bills or any bill ratifying collective bargaining agreements.'

"In addition, Item 2 of the Joint House-Senate 2013 Committees on Conference Procedures, approved on April 6, 2013, states:

'The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly:

a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.

b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.'

"Moreover, this Body has recognized the importance of these rules in supporting and unanimously approving a Floor Amendment to Senate Bill No. 930, RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS SUSTAINABLE CONCRETE INITIATIVE, brought forth by the Chair of the Committee on Consumer Protection and Commerce, to avoid any question of the House position and avoiding risk of any collateral attack for 'new' language or position.

"While the Chair of Finance is correct that SECTION 1 of the bill is prefatory language, and that it does not have any operational effect on the law, it should be noted that it does carry weight in that it is a statement of the Legislature's – or more to the point, the House's – intent on this measure.

"Page 1, line 13 to page 2, line 2 reads:

'[The purpose of this Act is to provide:]. . . [e]mployer plan contributions of a specific dollar amount equivalent to **fifty per cent** of the premium rates established by the board of trustees of the Hawaii

employer-union health benefits trust fund for the respective health benefits plan plus **fifty per cent** of all administrative fees. . .' [Emphasis added.]

"As discussed earlier, when there is impasse between the employer and the union on health fund contributions, the statute makes clear that each side provides RECOMMENDATIONS to the Legislature, and that it is then left to the Legislature to determine the amount to be appropriated for that cost item. For the House (Labor and Finance) at this time to provide identical language in the purpose clause as the Senate Position (Judiciary and Labor and Ways and Means) stating that it is the House's position to fund ONLY 50% is at best premature and may greatly limit the House's ability to negotiate with the Senate on the appropriate amount that reflects settlement should an agreement be accorded (i.e., 55% instead of 60%, or 60%) or allow for discussion of the union's position when the conferees determine the appropriation amount. At its worse, it may preclude the ability to even discuss or propose an amount greater than 50%.

"Mr. Speaker, I do hope Members understand that this is an instance of first impression for this Body in applying the provisions of Chapter 89, Hawaii Revised Statutes, where the employer and employee representative have not reached settlement on the cost share for employee health benefits. As such, careful thought must be given to this precedent setting decision. How this measure is resolved will be a reflection of this Legislature's will and application of its own conference rules and practices.

"During the previous discussion, we received assurances from the Chair of Finance that the House will not be precluded in any way during the negotiations. Well, I really hope that is the case. I will be monitoring the conference on the measure with great interest as will I'm sure the employee representatives of Unit 10. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"I rise in support with some slight reservations. Thank you very much."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 1057, SD 2, HD 1. This bill establishes employer contribution amounts for plan years 2011-2012 and 2012-2013 for EUTF health benefit plan premiums for the employees of collective bargaining unit (10) and their excluded counterparts. I am concerned about the 50-50 contribution ratio that the bill references, as it is inconsistent with the 60-40 ratio that has historically defined the EUTF contributions between employers and employees. Although it is a semantics issue, it is still important enough to express some concerns.

"Additionally, potentially using the Legislature to impose terms outside of a collectively bargained agreement undermines the process of collective bargaining."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1057, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," passed Third Reading by a vote of 51 ayes.

At 3:56 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1057, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1597) recommending that S.B. No. 946, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 946, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Tokioka offered Floor Amendment No. 16, amending S.B. No. 946, SD 1, HD 1, as follows:

"SECTION 1. Senate Bill No. 946, S.D. 1, H.D. 1, is amended by deleting:

(1) All part designations;
(2) All sections contained in Parts II, III, and IV; and
(3) Sections 21 and 22.

SECTION 2. Section 1 of Senate Bill No. 946, S.D. 1, H.D. 1, is amended on page 1, line 2, by changing the word "part" to "Act".

SECTION 3. Section 23 of Senate Bill No. 946, S.D. 1, H.D. 1, is renumbered as section 6."

Representative Tokioka moved that Floor Amendment No. 16 be adopted, seconded by Representative Tsuji.

Representative Tokioka rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I'll make this brief, I know we've had a long day. I rise in strong support of the Floor Amendment, Mr. Speaker. I think the proposed bill is premature, Mr. Speaker, and I think the content of the Part II of the bill needs to be vetted more. I don't believe the portion of Part II was vetted through the CPC Committee, which I think would be important for a bill like this.

"I have not heard any discussion of how this particular bill is going to help the Members or save the state any money, Mr. Speaker. I ask my colleagues to consider voting in support of the Floor Amendment. I know this particular bill or that portion of it died in the Senate when it went over in the House Bill. So I think we need to do more work on our side, Mr. Speaker, and I ask for the consideration of the Members of the House. Thank you, Mr. Speaker."

Representative Cachola rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in opposition to the Floor Amendment. When I was given the assignment to look at addressing unfunded liability, all I did was research, research, research, and I came up with House Bill 1459. For somebody like our good friend from Kauai that says it's premature for us to come up with a solution to address the unfunded liability, I say it's not premature.

"You have to understand that captive insurance has been existing here in the State of Hawaii way back in the 1980's, and we have clients all over the world and the total amount of money that we have that is being handled by our captive insurance is about $10 billion.

"So when I did my research as to the problem of the health unfunded liability, because that's the most serious of the problems rather than just also looking at the unfunded liability on the patient plan. We found that as of the 2011 state auditor's report, the total unfunded liability is between $15 and $17 billion.

"Then one of the things that is so glaring that I found out, that if we delay for another year, it will increase unfunded liability by over $1 billion. This captive insurance, the way it works is this. If you look at the Senate proposal it just states putting money in the trust fund. Captive insurance not only does by having a reserve account on unfunded liability and other post-employee benefits, but also has the potential of saving a lot

of money based on a 2001 report that I found. It has the potential of saving 5% to 25% in the operation of the captive insurance.

"At that time in 2001 we only had about over $200 million of premiums, both active as well as retirees. In 2011 we had $760 million. The rate has been going up. Now we have about $800 million. 5% savings at the low end of the spectrum, 5% to 25%, translates to about $14 million. That amount of money will be placed in the reserve account in addition to the amount of money that is being contributed yearly.

"The other benefit is this. If we have savings, most of us are paying for health benefits taken out of your salary. If there are savings, that means you have enough money that had been collected to address the health care needs of our members, both retirees and active. So we have the option of not raising the rates. So you will be saving money in the long run as well as the employers' contribution.

"What I'm asking all of you is give me the chance to look at ways to marry the bills that are in Senate Bill 946. I say three bills, and that is the Ways and Means Chair's bill of contributing about a million dollars a year to the trust fund. The bill of Representative Isaac Choy in terms of forming a task force to address the unfunded liability and of course the guts of House Bill 1459 that creates the captive insurance. We can marry those three. Because of their captive we also contribute to the unfunded liability and other post-employee benefits.

"The effective date of House Bill 1459 that is now in Senate Bill 946 is July 1st, 2014, so we have time to come up with a feasibility study because the delay of one year costs us over a billion dollars."

Representative Brower rose to yield his time, and the Chair "so ordered."

Representative Cachola continued, stating:

"I urge the Members to please give us the chance to go to Conference Committee with the Senate and hopefully by doing it we are not just going to address the unfunded liability but also to save a lot of taxpayers money. Thank you, Mr. Speaker."

Representative Yamane rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. Standing up in support for the Floor Amendment. Mr. Speaker, as was noted by the previous speaker, this issue has a very broad and huge impact both on active as well as retiree members. Mr. Speaker, the purpose of having a discussion on captive should include areas of not only insurance, but labor unions, costs savings, budgeting and a number of other issues that should not be relied on either one Member or even a small Member to actively go out and conference within the next two weeks to come up with a bill to marry all these multiple issues in one measure.

"Mr. Speaker, the impact to fund a captive insurance program is a range of about $1.3 billion which we cannot take lightly. Mr. Speaker, I think we owe our constituents, we owe all those potentially impacted, those that use and currently pay into the health benefit program, as well as all those retirees that would be impacted immediately if we put this type of money or any money to fund this kind of discussion.

"Mr. Speaker, as we look at options to address the current budget, we also have to look at the impacts of putting money into another special fund or funds and how that would impact not only our bond rating but the ability for this state to function by dealing with not only ongoing projects but meeting the basic needs of the people of the State of Hawaii.

"So, Mr. Speaker, I think it's prudent and appropriate that we take the off-session to have the appropriate discussions with all those affected areas. So I support the Floor Amendment."

Representative Evans rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I stand in opposition to the Floor Amendment. Thank you. I was part of a committee that was appointed by the Speaker to look at our problems of unfunded liability and what the problem we have in Hawaii.

"The Representative from Kalihi when he spoke, he really is trying really hard to solve the problem and I have to say, in this committee hearing that we had an informational briefing it's become very clear that in Hawaii employers are really taking it upon themselves to go the captive insurance route and actually we're like the leader it seems in the United States of captive insurance companies. It's something I think that's worthy to keep in discussion.

"I think sending it over to the Senate doesn't mean that this is going to be the end-all, and in fact we are going to end up passing a bill on captive insurance. I think what it does do though is if it gets over to the Senate and people are really starting to realize the captive insurance is gaining momentum, it could really highlight and bring light to the issue and the work of the Representative from Kalihi that this is a solution that has to be discussed.

"I think forwarding it to the Senate may in fact bring more people to the table and encourage them to have this discussion, because I'd hate to have it die today and then nothing happens during the interim, because the problem is huge for us. This solution has merit to be discussed and I think moving it forward keeps us focused on this. So I'm against the amendment. Thank you."

Representative Tokioka rose to respond, stating:

"Mr. Speaker, second time again in support of the Floor Amendment. I just wanted to make note on the comments that the speaker from Sand Island made about me saying it was premature to address the unfunded liabilities. I never said that. I said what was premature is the language in Part II.

"I've been looking, I don't know how many committee meetings they had, but I've been looking for Waldo, and Waldo has not appeared to tell me or anyone in this room why this is a good bill. None of the testimony that we received in the committees were in support of this. So that's that concern. To echo the comments from the Chair of Transportation, I would say yes, we need to start moving in that direction, but not this quickly, Mr. Speaker. Because the unintended consequences can be detrimental to the state. So once again, Mr. Speaker, in support of the Floor Amendment."

The motion that Floor Amendment No. 16, amending S.B. No. 946, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Cachola and Evans voting no.

Representative Tokioka rose, stating:

"Mr. Speaker, point of clarification. I may be a little hard of hearing because I'm getting older, but it sounded kind of close, Mr. Speaker. You might have better hearing than me, but that decision was quick. I don't want to take up more Members' time but I think this is going to go back to the main motion, Mr. Speaker, and we'll have discussion there. Thank you."

At this time, the Chair stated:

"The Speaker is going to ask for a Division of the House. All those in support of the Floor Amendment signify by raising your right hand, keeping it up for sufficient time."

At this time, the Chair called for a division of the House, and upon a show of hands, the decision of the Chair was upheld.

(Main Motion)

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Just brief comments, Mr. Speaker. Part I of this bill is not a controversial part, but based on the conversation in the Floor Amendment, Part II establishes the Hawaii Employer-Union Health Benefits Trust Fund Captive Insurance Company. As we all know, captive insurance falls squarely within the purview of the CPC Committee. My objection lies on the fact that the current referral was LAB/FIN, and again captive insurance we all know for many Members who've been here for many years, that the CPC Committee should have heard that bill.

"This is a major shift in policy and as such the CPC Committee should have had jurisdiction over this bill, it should have been vetted before the members of the CPC Committee. For those reasons I stand in opposition. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, note my opposition to this measure, and I hate to go in opposition since our Floor Amendment has failed. I do support Part I of this measure and I'm sad to say I will have to vote against Part I because of the Part II, because I am so strongly adamant against the Part II at this point in time.

"I wouldn't have minded a task force forming, hearing the lively debate with appointed individuals with knowledge of these particular fields have that discussion. But as it stands right now, Mr. Speaker, I have no choice but voting no on this measure."

Representative Say rose to speak in opposition to the measure, stating:

"In opposition and may I incorporate the speech that I gave on Third Reading on the original House Bill in opposition as my own for this? Thank you," and the Chair "so ordered." (By reference only.)

Representative Yamashita rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Thank you very much. My opposition is very simple. This captive would be a government captive that would be competing with the private sector. That's number one.

"Number two, as far as addressing the unfunded liability, the most important thing we do right here is to pre-fund. I thank the Chair of Finance that we did do that. $100 million in the first year, $105 million in the second year, respectively. That is huge. By pre-funding, that is the biggest thing we can do right now. There is no way we can address the total unfunded liability, but we are changing from a system of pay-go to a pre-funding system. That will change the actuarial outcomes by, the previous speaker from Kalihi said, a billion dollars in one year. Increasing the unfunded liability by pre-funding, going from pay-go to pre-funding that would also have the reverse effect and will have billions of dollars going in the opposite direction.

"For those reasons, I think we are premature in putting this forward. I think what the House has done in the budget is huge. Thank you."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 946, SD 1, HD 1. This bill would establish the Hawaii Employer-Union Health Benefits Trust Fund Captive Insurance Company. While I am definitely in favor of exploring methods to help finance the state's unfunded liabilities, I am unsure that establishing a captive insurance company is the right method to address this issue. It is unclear if the captive insurance company will reduce current benefits costs. It also is not readily apparent how a captive insurance company, with all the additional insurance regulatory requirements, could be more cost effective than the status quo."

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representatives Har and Yamashita be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose in opposition to the measure and asked that the remarks of Representatives Har and Yamashita be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto 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 opposition to the measure, stating:

"In opposition, Mr. Speaker. I'd like to insert the words into the Journal from the Representatives from Waianae and Upcountry Maui. I'd also like to mention that we still have the option to insert that language in the House Bill that's on the Senate side. So if the Senate feels that this is a good measure I'm sure they will agree to insert that language, Mr. Speaker. But right now I cannot support this bill. Thank you."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure with reservations, stating:

"Reservations. I'd like to plagiarize the words of the Representative from Upcountry Maui. Also, this is the House stance so that's why I'm supporting it, and if we bring it to conference and there's disagreement there, then it can be taken out."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding Senate Bill 946, SD 1, HD 1. This measure addresses: EUTF; Task Force and Captive Insurance.

"Mr. Speaker, I believe that the Legislature has the political will to seriously address the problem of the unfunded liability in relation to the EUTF. I am in support of the formation of a task force to address this issue, as addressed in this bill.

"There is a captive insurance portion to this bill which was added to the bill in a later version. It is important to note that the City and County of Honolulu does not support the captive insurance company portion of this bill. The City and County of Honolulu stated, 'It is not clear how the establishment of a captive insurance company would improve the administration and financing of the unfunded liability of the EUTF compared to the Hawaii Employer- Union Health Benefits Trust Fund.'

"It is also important to note that Kalbert Young, Director of Department of Budget and Finance, State of Hawaii stated that, 'It is unclear if the captive insurance company will reduce current benefits costs.'

"Mr. Speaker, for these reasons I rise with reservations regarding Senate Bill 946, SD 1, HD 1."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ohno rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in opposition to the measure and asked that the remarks of Representative Yamashita be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Onishi rose to speak in support of the measure with reservations, stating:

"With reservations Mr. Speaker, with a brief comment. I too would like to have seen more information provided on the captive insurance program. So again I think it's very important, it's an important issue, I think it affects a lot of people and I'm happy there's going to be a task force established. Thank you."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 946, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," passed Third Reading by a vote of 36 ayes to 15 noes, with Representatives Aquino, Choy, Coffman, Cullen, Har, Ichiyama, Kawakami, McKelvey, Say, Takayama, Tokioka, Tsuji, Woodson, Yamane and Yamashita voting no.

At 4:18 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 946, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1601) recommending that S.B. No. 381, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 381, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

At this time, Representative Ward offered Floor Amendment No. 22, amending S.B. No. 381, SD 2, HD 2, as follows:

"SECTION 1. Senate Bill No. 381, S.D. 1, H.D. 2, is amended by adding a new section 3 to read as follows:

SECTION 3. The campaign spending commission shall submit a report to the legislature no later than January 31, 2015, that compiles, for each of the 2010, 2012, and 2014 election cycles, information from the comprehensive public funding program, established pursuant to part I of Act 244, Session Laws of Hawaii 2008, that states:

(1) The number of declarations of intent to seek comprehensive public funding received;

(2) The number of applications for certification received;

(3) The number of candidates who were certified for comprehensive public funding;

(4) The amount of comprehensive public funding committed to certified candidates;

(5) The number of candidates who actually received comprehensive public funding;

(6) The number of candidates who received comprehensive public funding and on whose behalf nomination papers pursuant to section 12-3, Hawaii Revised Statutes were never previously filed for any preceding election cycle;

(7) The number of candidates who withdrew from nomination or election after declaring intent to receive comprehensive public funding;

(8) The number of candidates who received comprehensive public funding and who were elected to the offices sought;

(9) A comparison of the total campaign expenditures of each candidate who received comprehensive public funding against each opposing candidate who did not receive comprehensive public funding;

(10) The amount of funds distributed to candidates pursuant to the comprehensive public funding program that those candidates returned to the Hawaii campaign election fund; and

(11) All known violations of Part I of Act 244, Session Laws of Hawaii 2008.

SECTION 2. Senate Bill No. 381, S.D. 1, H.D. 2, is amended by renumbering the existing sections 3, 4, and 5 as sections 4, 5 and 6, respectively."

Representative Ward moved that Floor Amendment No. 22 be adopted, seconded by Representative McDermott.

Representative Ward rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support of the amendment. Mr. Speaker, this amendment is all about data collection, it's all about, I would say, doing our homework. Some call it metrics, some call it keeping score, some say if we're going to spend money, let's make sure we spend it well.

"Mr. Speaker, this is in regards to the bill that has been a pilot program for the last three years on the Big Island. It's basically taking public funding, taxpayer's money, and funding elections. Funding elections only at the county councilman level. If this pilot is successful, everyone in this body, everyone in the Senate, likely will have their races also impacted by this.

"Mr. Speaker, what's missing conspicuously when you do a pilot is the measurement to see whether it worked or didn't work. You might want to call this a bit of a pointed-head sort of a nerdy kind of amendment, but I think it's friendly and I think it's necessary because if we spend all the money that we've already spent and the only evaluation they have is of the first year, we don't know even know what they've done because they haven't kept score.

"This amendment simply does the following. It asks the campaign spending commission to collect data by 2015, saying how many people did they have, how many applications came in, how many did they accept, how much money was spent, how did they fare in their elections compared to those who spent their own money, how many people actually quit, how many were perennial people who, like we always have candidates who run against, whether they have money or not they run, what actually took place in those elections, Mr. Speaker.

"The point is, if we can't measure a pilot program and then we're going to send it, as one bill already said to the House and the Senate to fund those elections. Mr. Speaker, I don't think we're being responsible. So for those reasons, I think if we just add some metrics, measurements to this public funding of the Big Island, I think we'll be better off. For those reasons, I'm offering this amendment."

Representative McDermott rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I stand in support. First of all I'd like the comments of the previous speaker entered into the Journal as if they were my own. Also, Mr. Speaker, when we are spending taxpayer's money on nonessential items, I think there's no harm in collecting the data to see if it has value, particularly in something that most folks view as nonessential, funding campaigns. So I think the Representative from Hawaii Kai made some very good points, and for that reason, I'll be supporting this. Thank you."

Representative Fale rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in support. Mr. Speaker, may I also have the words of the Representative from Hawaii Kai adopted as my own. Mr. Speaker, for the Members of this House, we're often we're either described as *lunamaka'āinana* or *'elele.* I prefer the term *'elele* which more or less translates into 'messenger' in English. When we come over here we do our work and I like to go back to my community and give a report, which means I have to track what's going on inside this building so that I can give a report.

"This is something that I believe, Mr. Speaker, is a principle that we follow throughout life. As a rugby player, as a boxer, everything I do, you perform an activity, you measure your progress and you give a report. One of the things that shocked me a lot, Mr. Speaker, is the number of task forces that we have to perform, the number of audits that we have to perform because we're not keeping track of exactly how we're spending the taxpayer's money and getting reports back as to the effectiveness of the taxpayer money that we're spending.

"I believe, Mr. Speaker, this is a very strong commonsense approach to this measure, to make sure that every penny, every dime that goes out of this body. Because I know where we're collecting them from, we're collecting them from 74 year old widows who live next door to me in my community.

"There are a number of things that are going on, Mr. Speaker, and I would like to go back and give a report for the dimes and pennies that we're taking out of their pockets and spending and just saying, did it work or did it not work, and if it's not working, so that we can make adjustments necessary. It's a principle that we follow in the military, we employ tactics, we employ resources and we give a report back to our commanders and our superiors so that we can make decisions regarding the future of any activity that we engage in, Mr. Speaker.

"I believe this is a very good, very strong commonsense approach that not only we should apply to this measure but to many other measures, Mr. Speaker, that we pursue in this House. For those reasons, Mr. Speaker, I support this amendment."

The motion that Floor Amendment No. 22, amending S.B. No. 381, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Cabanilla, Cachola and McKelvey being excused.

(Main Motion)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 381, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS," passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Cabanilla, Cachola and McKelvey being excused.

At 4:25 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 381, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1602) recommending that S.B. No. 49, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 49, SD 2, HD 2 pass Third Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 49, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 48 ayes, with Representatives Cabanilla, Cachola and McKelvey being excused.

At 4:27 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 49, SD 2, HD 2

S.B. No. 1092, SD 1, HD 1:

Representative Saiki moved that S.B. No. 1092, SD 1, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Say offered Floor Amendment No. 18, amending S.B. No. 1092, SD 1, HD 1, as follows:

"SECTION 1. Section 1 of Senate Bill No. 1092, S.D. 1, H.D. 1, is amended on page 2, lines 12 and 21, by inserting $25,000,000 as the additional amount to be transferred to the hurricane reserve trust fund in fiscal year 2014-2015.

SECTION 2. Section 1 of Senate Bill No. 1092, S.D. 1, H.D. 1, is amended on page 2, line 17, by inserting $157,000,000 as the amount of the projected fiscal year 2014-2015 balance of the hurricane reserve trust fund."

Representative Say moved that Floor Amendment No. 18 be adopted, seconded by Representative Ito.

Representative Say rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, this is a very friendly Floor Amendment in trying to educate the Members of the House in regards to what was presented to this Body by the Governor. In the Governor's financial plan there was $25 million set aside for the second year of the biennium in trying to recapitalize our Hawaii Hurricane Relief Fund.

"For those who were here who were highly critical of me as the former Speaker in regards to taking some of the funds from the Hawaii Hurricane Relief Fund, it is my commitment today this afternoon to recapitalize and support this particular fund once more for the people of the State of Hawaii.

"We've been very, very fortunate that we have never had a natural disaster since Hurricane Iwa, but someday it will occur again and this particular measure is a measure that I think everyone should be able to support, because it is a work in progress with the effective date being 2030. Thank you very much, Members of the House."

Representative Luke rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. Mr. Speaker, in opposition. Although I appreciate the efforts of the Floor Amendment, at this point in time the reason why Finance Committee blanks out all of the appropriation amounts is we don't know what's going to happen to the end result until the budget is done. There are many various items that are important that we need to fund. Collective bargaining is still outstanding.

"This bill and the next bill is not funding for the first year of the biennium, it's providing HHRF additional funds for the second year of the biennium. At this point in time to put any kind of dollar amount will tie the hands of the Finance Committee in negotiations. At the end we might do more, we might do less.

"But let me just kind of remind the Members, the Governor's financial plan depended on a lot of tax increases. It depended on increase of the TAT to 11.25%, and that's why they were able to afford something like this. In opposition."

Representative Ward rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in support. Mr. Speaker, I want to acknowledge that the Speaker Emeritus has openly, honestly and publicly admitted that he has raided money in the past. As the former Minority Leader, I'd like to say that it was the minority who said, let's borrow the money from the Hawaii Hurricane Relief Fund, and now we're finally paying it back and in it's in a specific amount. So for those reasons, I support it. Thank you."

Representative Jordan rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in support of the Floor Amendment. Mr. Speaker, over the last two years we have dealt with this. Me as a freshman sitting on the Finance over the last two years and having to explain to constituents at community meetings why we were borrowing from the Hawaii Hurricane Relief Fund was very challenging. Especially when the thought process out there with constituents was that was their money.

"I feel at this point in time we as a body, the House should set a precedent and support our current Administration by showing good faith to our constituents out there at least in this tool going into the negotiations during conference time. So therefore I will be supporting this Floor Amendment, Mr. Speaker. Thank you."

Representative Oshiro rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I rise in support. Let me just draw everyone's attention to page number seven of the Budget in Brief. I read from it directly. 'Recapitalizing Our Reserves. Pursuant to Section 237-31, Hawaii Revised Statues, a sum from all general excise tax revenues realized by the State that is equal to one-half of the total amount of funds appropriated or transferred out of the hurricane reserve trust fund under Sections 4 and 5 of Act 62, Sessions Laws of Hawaii 2011.'

"Just for the Members' recollection, the new Members here, the authorization to expend those monies was given to the Governor for the purposes, again, of settling the furloughs that were in place by the prior Administration. That's where we got the money. Times were tight, there were no General Fund revenues available, but I think all of us agree that Furlough Fridays was a terrible, disastrous mistake. To correct that we had to go back and allow the Board of Education, the Governor's office, to settle the contracts and that's where we found the money, out of the Hawaii Hurricane Relief Fund.

"Fortunately, we had the foresight at that time to automatically replenish or repay the amount that was borrowed from the Hawaii Hurricane Relief Fund. As such, for Fiscal Year 14 and 15, set amounts will be deposited in each Fiscal Year by October 1st of that Fiscal Year. As such, $55 million will be deposited to the trust fund each year for Fiscal Year 14, which is where we are right now, and Fiscal Year 15.

"Additionally, this is where the Governor's strategy comes into play as a prudent fiscal matter. Our Administration will be proposing to further recapitalize our reserve funds, the EBRF, Emergency and Budget Reserve Fund, and the Hawaii Hurricane Relief Fund, HHRF. Through separate legislation we will be proposing to transfer $25 million from General Funds to each fund in Fiscal Year 15, that's the second year of the biennium.

"This is the point. With these additional transfers, the balance of the EBRF will be $64 million. Just about making it whole from where it was two years ago, Mr. Speaker, when we had to tap that because the Members wanted to provide grants-in-aid to many of the nonprofits who were being shortchanged given the economic conditions we're in. Also, Mr. Speaker, by appropriating an additional $25 million we're bringing the HHRF up to $136 million, just about where it was two years ago when we had to use that to address the Furlough Fridays issue for a total of $200 million in reserves.

"As the Representative from Upcountry Maui understands, to have a $200 million reserve means something when it goes to the bond market. So that's why I think this is a reasonable request. I think it's one that is fiscally prudent and it's something we can afford right now. Thank you."

Representative Nishimoto rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, in opposition. Mr. Speaker, this is my 7th year on the Finance Committee, under my 3rd Chair, and it's been standard operating procedure to blank out amounts in bills like this. It gives the Finance Committee the flexibility to see what we can afford later in the game. We might actually want to put in more than $25 million. But it gives us the flexibility to do that. Thank you."

Representative Say rose to respond, stating:

"Mr. Speaker, second time, just to clarify it for the Members of the House. The $25 million for the second year of the biennium is incorporated in the Governor's budget. It may be the minimum of what the House and Senate conferees will agree upon, it may not. But for the Members of the House, you want to show the commitment to the administration that we as a Democratic Caucus and Minority Caucus do support recapitalizing the Hawaii Hurricane Relief Fund.

"To top it off, I stated for the record earlier, 2030, effective date, it's a work in progress. We're not locked into this $25 million for the second year. Take it to conference because of the defective date. This is what the discussion has been on the Floor of the House for the past 46 days. We defect the dates of the bills and we take it into conference. I plead with you to support this particular measure. Thank you."

Representative McDermott rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, as a gesture of good will and my limited influence over the direction of financial matters, I will support this amendment. Thank you."

Representative Luke rose to respond, stating:

"Mr. Speaker, still in opposition. In Conference Committee, if the Senate comes back and says we agree to the $25 million, at that time if we change our minds and wanted to do more, it is tying our hands. Thank you."

Representative Saiki rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in opposition to this Floor Amendment. I believe that if we are going to assess the Governor's financial plan we should not look at very narrow items like the one that is contained in this measure. We should look at all of the Governor's proposals and be consistent in supporting all of his proposals.

"For example, the Governor proposed that we increase the barrel tax, he proposed that we increase the conveyance tax, he proposed that we create a tax on sugary drinks. He has requested an increase to 11% of the TAT tax and he's asked us to spend $120 million per year on an early education program. His financial plan did not fully account for collective bargaining. His estimate was at 2%. It's likely to be at least 3% for all of the bargaining units without including step movements, which would add another 6% in some cases.

"If we're going to convey a message of support for the Governor's Financial Plan, then we should be consistent and we should focus on all of the significant aspects of his plan, not the small pieces like this one. Thank you very much."

Representative Evans rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. I rise in opposition. Thank you. I appreciate the discussion of who did what, why and when. But I know one thing, I have confidence in our Finance Chair and her Committee members to understand that bond rating is really critical and it's one of the important issues that we have to deal with this legislative session and that is why the issue of even captive insurance came up, is because we're concerned about our bond ratings. I know that they get it and so I'm not worried about that.

"I do not believe that there's any need for this Floor Amendment. That in fact, just like the Vice Chair of Finance pointed out, normally we go into conference with the Senate and we understand what's going on with bond ratings. We understand now that we have some moving parts, collective bargaining, early childhood education. We've got a lot of bills out there and a lot of priorities and a lot of us here in this Chamber are going to vote on what those priorities are. In the end you've got to have all these pieces in play. This Floor Amendment is not necessary at this time. Thank you."

Representative Souki rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, I wish to speak in opposition, with kind of a tongue-in-cheek a little bit. We have three former Finance Chairmen present right here and it's kind of disingenuous in a way and ironic, and most of us in the past always leave something like this with a dollar amount of zero and wait until the end, until we see how many dollars are available. Suddenly we have here, in this late hour, speaking how important it is to recapitalize.

"I have the highest respect for all of them because they all work very hard. In the past I have been a Finance Chairman, I know how hard it is. I think the timing right now is not quite right. Thank you very much."

Representative Ward rose to respond, stating:

"Mr. Speaker, I have been inspired by Speaker Souki's comment that there are three, now four Finance Chairs, of which I've sat under all four on the Finance Committee. I point out to mention that this is the first time we will be doing an appropriation as publicly and as important as this, because otherwise the way that the Finance Chairs have run the Finance Committee is the decision is made by one, two or three people who see actually the balance sheet of the State of Hawaii.

"So this is actually more of a direct election, a free democracy, an open and transparent one, actually voting on the budget piece by piece. Now if we did everything we'd be here for probably another six months. But the point is, this in front of the Finance Chairs, is a first sort of breath of fresh air democratically speaking. Thank you."

Representative Oshiro rose to respond, stating:

"Thank you, Mr. Speaker. Still in support. I beg to disagree with the Speaker, the former Finance Chair, this is not disingenuous at all. This is very genuine. As many of the former Chairs know, what you put forward as far as draft proposals allows us to have the ability to negotiate.

"One of the problems that we face right now is that no one here either in the coalition or those outside the coalition has any idea what the financial plan looks like. We know that the Governor's revenue bills have failed. The bag fee, the soda tax, the conveyance tax, the barrel tax, the TAT. They have all failed. So we understand the revenue side of the picture. We don't know what the expenditure side is right now.

"One of the priorities of the body, and I think that's why this is a very encouraging discussion and I appreciate the proposed amendment by the Speaker Emeritus, but it doesn't foreclose or prevent the negotiators to come up with some kind of set-aside for the Hawaii Hurricane Relief Fund or the Rainy Day Fund. Again, we were there two years ago and we had to use the money and we did it with great concern. In fact, some of the minority members who are sitting here today were very critical of us even using that approach, of touching the Hawaii Hurricane Relief Fund, of using the Rainy Day Fund. Very critical. Go and check the record.

"All we're trying to do is make those pots of money whole while we have the ability. That was the whole idea back in 2011. When we have the opportunity, to make those pots whole. That's what we're trying to do here. This is not going to constrain any negotiations that go on.

"But it leads me to the bigger question. What is the House's financial plan? What are the revenue generators under consideration? What other expenditures under consideration? How does it comport with the Governor's financial plan? I mean, those are questions that all of you guys should understand and acknowledge or have some idea of where we're going to go because in the wee hours of the Conference Committees, if you guys start to negotiate all these bills and it piles up at the very end, you guys are going to have no idea unless you're a member of the coalition. From there, you'll get some insight to what's going on.

"For the rest of you like me, you'll learn on the Floor what the priorities were, what the priorities are, and how we're going to balance. So thank you, Mr. Speaker. I'll submit written comments if you'll allow me."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of Floor Amendment No. 18 on Senate Bill No. 1092. The Floor Amendment would transfer $25 million in general funds to the Hawaii Hurricane Relief Fund (HHRF) for Fiscal Year 2014-2015. This is the amount proposed by the Administration in its six year financial plan, which would change the projected Fiscal Year 2014-2015 balance on the HHRF to $157 million. Under this Floor Amendment, the effective date would continue to be July 1, 2030.

"As the Chair of the Finance Committee during the worst recession this state has faced since the Great Depression, I recommended to this Body that we borrow funds from the HHRF to make up for a $1 billion shortfall in revenues so that essential programs and services would be continued. This was an essential move to provide funding for our social service net – the non-profit providers throughout our communities helping our *kupuna*, our *keiki*, and those most in need. Conceptually, these funds were to be used to end 'Furlough Fridays' which kept public schools closed. Not all agreed with the decision but those who did understood that the money would be paid back as soon as practicable and that this was a 'lesser of evils' choice among very limited options. I am sure that many of my Republican colleagues would be supportive of making the HHRF whole as soon as possible.

"As such, we were able to preserve these services and keep our schools open but it came at a cost. By reducing the reserves of the HHRF, our real property markets and banking industry were placed at greater risk in the event of another hurricane. As what happened after Hurricane Iniki, private insurers stopped covering wind storm damages and mortgage lending came to a halt. The Legislature at that time determined that mechanisms were needed to ensure that when another hurricane hits our state, our government would be prepared to step in and preserve our markets from another insurer pull-out. Thus was born the HHRF.

"Also, as noted recently, the HHRF reserve serves another purpose. The bond market considers the existence of and levels of solvency of the HHRF favorably in determining Hawaii's bond rating. It demonstrates the state's commitment to preserving its fiscal well-being for future events and serves as another cash 'savings account'. For my new colleagues, the other 'savings account' is the Emergency Budget and Reserve Fund (EBRF), which is projected to have a 2014-2015 balance of $64 million if the Legislature approves a $25 million infusion of cash, or $39 million without such an addition.

"Mr. Speaker, this bill reaffirms the state's commitment to paying off the loan the Legislature took from the HHRF in 2011. By passing this Floor Amendment, this House is saying 'yes, Governor, the House of Representatives stands with you in committing the state's resources toward

paying off this loan.' We are saying that the House is committed to appropriating $25 million above and beyond what was formally budgeted because this is important to the financial health of our state, and important toward us keeping our positive bond rating.

"Finally, Mr. Speaker, I understand that as budget negotiations proceed, the managers need flexibility to negotiate. That is why the Floor Amendment retains its July 1, 2030 effective date. But I believe it is important for the House to take a position on whether we pay our debts when we are able.

"I urge my fellow colleagues to support this Floor Amendment. Thank you."

Representative Johanson rose to speak in opposition to the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In opposition. While I appreciate the intent of the Floor Amendment, I think we all do because we all support the underlying bill to recapitalize the Hawaii Hurricane Relief Fund. I'd like to make that extremely clear, that I think we all support, especially my caucus, the recapitalization of the fund.

"What I do appreciate about the underlying bill and less the Floor Amendment is I think it takes into account a more holistic approach. Instead of artificially putting in a figure to put in a figure and perhaps unduly raising the hopes or expectations of the community, having it blank ensures that we can, in a fiscally responsible way as details and figures becomes more apparent and clear to us throughout the budgetary process. It allows us that flexibility without just putting in something, a number to put in a number.

"I think many of us know that while it's certainly not objectionable in and of itself, at this point it's just a random number. It could be more, and if we support a greater recapitalization of the Hawaii Hurricane Relief Fund, I wouldn't want to artificially just peg it to a number for these purposes. I also want to do it in a way that I think is fiscally responsible and fiscally prudent which heretofore has been the tradition and I think that is currently being continued under the underlying bill, which this Floor Amendment may abandon in terms of tradition. So for those reasons I do oppose this Floor Amendment. Thank you."

Representative Har rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In support of the Floor Amendment. Mr. Speaker, there's been some comments regarding looking at this measure holistically, if we're going to support the Governor's initiative. While I don't disagree with that I still think that for some Members to say that we shouldn't be looking at this piecemeal, that this is a small measure and that this is a random number, is just incorrect.

"The fact here, Mr. Speaker, is this is the responsible thing to do. As the Speaker Emeritus noted that there is a defective date, this states the House position, that at a minimum we're willing to take $25 million. As the Finance Chair noted, yes we can in fact come in for a higher amount, but it's clear that this Body has not necessarily supported many of the Governor's initiatives. So the chances of that happening are pretty much close to nil.

"So I take great umbrage to the fact when people say that's an arbitrary, capricious number, because it is in fact not. This is a number that was vetted by the Administration, and so for those of us who want to support the fiscally responsible thing to do, we support this Floor Amendment.

"It can still be changed, and granted yes the Senate can agree to the $25 million and we would be stuck, but at a minimum it shows our support for the Governor's financial plan with respect to recapitalizing the Hawaii Hurricane Relief Fund which we did transfer money out of in past years during the Great Recession when we were dealing with things like Furlough Fridays. For those reasons, Mr. Speaker, I stand in support of the Floor Amendment. Thank you."

The motion that Floor Amendment No. 18, amending S.B. No. 1092, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Evans, Johanson, Luke, Nishimoto, Saiki and Souki voting no, and with Representatives Cabanilla and McKelvey being excused.

(Main Motion)

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd just like to say that I would encourage, as negotiations are ongoing, that we seriously take a look at putting money back into this Hawaii Hurricane Relief Fund. The birth of this fund was a result of Kauai and parts of Oahu being hit in 1992 by a tremendous hurricane. Private insurance companies left us and so this relief fund was a safety net for people from Kauai.

"Now for Kauai, we're looking at it from a different perspective. When you think about it, when we raided the fund to address the economic hurricane that hit Hawaii, for the people of Kauai it made them very wary because for them they remembered this as a safety net when the private companies left Hawaii. So, Mr. Speaker, in support, and I seriously would like to see the negotiations address this issue. Thank you."

Representative Say rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise to speak in support of SB 1092, SD 1, HD 1, 'Making an Appropriation to Recapitalize the Hurricane Reserve Trust Fund.'

"The purpose of this measure is to appropriate general funds to the Hurricane Reserve Trust Fund. In the past years, the Legislature has transferred funds from the Hurricane Reserve Trust Fund to balance the General Fund budget. The transfer of monies from the Hurricane Reserve Trust Fund to the budget was considered a loan. The previous Legislature conducted this transfer in an effort to not impose increases on the General Excise Tax (GET) and the Income Tax. It would negatively affect the standard of living of our taxpayers and the people of the State of Hawaii.

"It is for these reasons that I support the General Fund appropriation of $25 million dollars to recapitalize the trust fund.

"It is inevitable that another natural disaster such as a hurricane or earthquake may occur in the next decade, so it would be prudent to set aside more General Funds before the disaster occurs. I truly hope that the House conferees will restore it at $25 million dollars, which was at the Governor's request for the second year of the biennium. Thank you Mr. Speaker."

Representative Johanson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise in strong support of SB 1092, SD 1, HD 1. This bill makes a general fund appropriation of an unspecified amount for Fiscal Year 2014-2015 to recapitalize the Hurricane Reserve Trust Fund. I concur with Budget Director Kalbert Young, when he said in his testimony before the Finance Committee, that 'now that the economy is rebounding and more revenues are available, a concerted effort must be made to recapitalize the state's depleted fiscal reserves as expeditiously as possible.'

"The people of Hawaii expect the Legislature to make prudent financial decisions, which restoring fund to the Hurricane Reserve Trust Fund certainly is. Once the final budget is decided, we will be able to allocate a fiscally prudent sum to recapitalizing the fund. I strongly believe that this

is a bill of vital importance, and am proud to strongly support SB 1092, SD 1, HD 1."

Representative Jordan rose to speak in support of the measure, stating:

"In support, and may I have the words from the Representative from Kauai submitted as if they were mine. I too come from a Westside that was hit by both those hurricanes very strongly, especially the first one. Trying to drive out of your community when you have telephone poles across four lanes of highway, no electricity for more than 13 days. Now when I stand before constituents saying, did we recapitalize the hurricane fund? That is very difficult, Mr. Speaker. So I encourage our Finance Chair to please heed our calls and recapitalize this account and do your best efforts during our negotiations for the budget. Thank you, Mr. Speaker."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. I just want to let everybody know that way back in 1992, I concur with the observation of the Representative from Kauai that when Hurricane Iniki struck, all the insurance companies covering homeowners and catastrophic insurance ran away. That's when I introduced a bill to save the taxpayer's money that we are now debating to put back.

"It's really very critical that we have to put back the money. Based on my research at that time, most of the hurricanes occur 20 to 25 years apart. We are now in our 21st year from 1992 when Hurricane Iniki struck, and I just want to let you know that we are now in a danger zone in terms of the frequency of hurricanes that is based on a hundred year history of hurricanes here in Hawaii. It is very imperative that we should put back the money.

"In respective of how fast we can do it is very critical. That's why I introduced House Bill 1443 and I thank all the Members of this Body because we passed it and on the Senate side they don't want to hear it. What it does is to upgrade the amount of money that is more or less the coverage that's needed because the amount of money that is in 1992 is way different now. The pull of money that was placed to at least pay for damages was only $1.6 billion. The $1.6 billion at that time covered 2/3 of the homes here in the State of Hawaii. Now that $1.6 billion can only cover not even 2,000 homes because the home has escalated in value.

"So it's very important that we should be putting the money in as fast as we can, because if a hurricane occurs and the insurance companies run away again, we will be faced with the same problem. So I urge everyone to please vote up and put back the money right away. Thank you."

Representative Awana rose in support of the measure and asked that the remarks of Representative Tokioka be entered into the Journal as her own, and that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. Mr. Speaker, as a former resident of the 44th District, I was present during the last two hurricanes that caused damage to the Waianae Coast. I sat in my parent's home while the eye of the storm passed over. During hurricanes Iwa and Iniki, thousands of homes were damaged and others demolished by the high winds, heavy rains and high surf that slammed into the Leeward Coast. Luckily our home was spared, but for many that was not the case. SB 1092 replenishes funds into the Hurricane Reserve Trust Fund after having raided it to balance our state's budget. I am glad to see that this measure is here before us so that we can restore trust and faith with the people of Hawaii – before the next one hits. There will be a next one. For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. This is a particular measure that will be of a lot of meaning to my community which would be severely vulnerable to a hurricane on the windward and north-facing shores of Oahu. So this will go a long way to giving my community a lot of peace of mind. I'd like to incorporate the words of the Representative from Kauai as if they were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and S.B. No. 1092, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," passed Third Reading by a vote of 49 ayes, with Representatives Cabanilla and McKelvey being excused.

At 4:53 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1092, SD 1, HD 1

S.B. No. 1094, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 1094, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Third Reading by a vote of 49 ayes, with Representatives Cabanilla and McKelvey being excused.

At 4:55 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1094, SD 1, HD 1

S.B. No. 1194, SD 2, HD 1:

Representative Saiki moved that S.B. No. 1194, SD 2, HD 1 pass Third Reading, seconded by Representative Awana.

At this time, Representative Say offered Floor Amendment No. 20, amending S.B. No. 1194, SD 2, HD 1, as follows:

"SECTION 1. Senate Bill No. 1194, S.D. 2, H.D. 1, is amended by deleting the proposed new paragraph (6) being added to subsection (a) of section 237D-2, Hawaii Revised Statutes, to read as follows:

"(a) There is levied and shall be assessed and collected each month a tax of:

(1) Five per cent for the period beginning on January 1, 1987, to June 30, 1994;

(2) Six per cent for the period beginning on July 1, 1994, to December 31, 1998; [~~and~~]

(3) 7.25 per cent for the period beginning on January 1, 1999, [~~and thereafter;~~] to June 30, 2009;

(4) 8.25 per cent for the period beginning on July 1, 2009, to June 30, 2010; and

(5) 9.25 per cent for the period beginning on July 1, 2010, and thereafter;

on the gross rental or gross rental proceeds derived from furnishing transient accommodations."

SECTION 2. Senate Bill No. 1194, S.D. 2, H.D. 1, is amended by deleting Section 2.

SECTION 3. Senate Bill No. 1194, S.D. 2, H.D. 1, is amended by renumbering Sections 3, 4, 5, and 6, as Sections 2, 3, 4, and 5, respectively."

Representative Say moved that Floor Amendment No. 20 be adopted, seconded by Representative Ito.

Representative Say rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker and Members of the House, let me give you a brief history of how the Transient Accommodations Tax was created. It was first created in the early 80's by a Representative on Oahu from Kapahulu, which was Representative Ken Kiyabu. The TAT, as we call it as the Transient Accommodations Tax, was a tax on hotels in exchange of having the counties giving up the state's grants-in-aid, historically.

"I'm proud to say that the formula developed for the four counties and our tourism agencies was developed by our Speaker today, and that dealt with the percentages of how much went to each of the four counties along with the Hawaii Tourism Authority, the Convention Center Authority and other appropriations that were requested by the Legislature.

"The Floor Amendment before this Body is to ensure that the Transient Accommodations Tax fund be maintained for the respective four counties and the tourism agencies. I've asked that we consider lifting the cap as far as the ceiling for the counties, the Hawaii Tourism Authority and others. Why I am asking you to consider it is primarily if we could give more back to our four counties where they need the resources.

"I truly hope that this Body will be supporting their constituencies by supporting the services that our friends and families in the districts that we represent will have the restoration of our bus routes, maybe the lowering of our sewage fees, maybe trying to find the resources for our city parks in addressing our pools, where we have today individuals who are buying the heaters for our respective city and county park pools. Supporting our law enforcement, SHOPO, and also our firefighters and our emergency medical services groups that I think we all depend on.

"Mr. Speaker, I've always been a strong advocate for the tourism industry, and the comments being made this morning and this afternoon that I'm raising taxes on the TAT is incorrect. The present tax today is at 9.25%. Later I'll talk about the original draft of the bill, but it is at 9.25% with a sunset of 2015. Why can't we all from Oahu, Kauai, Maui and the Big Island support this particular Floor Amendment?

"For the great Representative from Kihei, I truly believe that this particular measure would help you in getting your infrastructure for the Kihei High School. For those on the Big Island in supporting Mayor Kenoi, and for those from Kauai supporting Mayor Carvalho, in their respective councils.

"So this measure basically maintains what we have today, which is the 9.25% Transient Accommodations Tax. Thank you very much."

Representative Luke rose to speak in opposition to the proposed Floor Amendment, stating:

"Mr. Speaker, in opposition. The Floor Amendment does nothing to lift the cap. The difference between the Floor Amendment and the original bill is a difference between 9.25%, which is proposed in the Floor Amendment, and the underlying bill is 7.25%. The Floor Amendment does nothing to lift the cap.

"Regardless of whether it's the Floor Amendment or the underlying bill, the appropriation to the counties will remain the same at $93 million. The Senate's position at this point is 9.25%, and again for Conference purposes, if the position of both the House and the Senate is to remain at 9.25% on a permanent basis, I don't think that's the position that we want to take. Thank you."

Representative Oshiro rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support. Back in 2009 we were amidst the Great Recession. We had to look for ways of balancing the budget and at that point in time $2.2 billion shortfall. So not only did we have to go and cut government services by 50%, allow for some reduction in force and really put constraints on our public workers, but we looked at different special funds, revolving funds, we looked at the different fees. We even looked at the personal income tax at that time.

"One of the key components that we used to balance and just basically keep the ship of state aright and keep government services up and running and to honor our commitments to our constituents, was to look at raising the hotel room tax. Back then Senate President Donna Kim was the Chair of the Ways and Means Committee. So what we did was look at the six year financial plan back in 2009, and the state raised over 1% first year, 1% over the second year. So that is what we did. In 2009 it went up 1% from 7.25% to 8.25%. The next year it went up another percentage point to 9.25%.

"We did that throughout, just to balance. We set it so that it would expire in 2015. Not in 2013, not in 2014, but in 2015. If you recall back in 2009, there was such strong opposition from the hotel industry that the sky was falling, that the end of the world was nigh and that we would destroy and cripple hotel industry. The rhetoric was beyond belief.

"In fact it was so strong I think it even encouraged the Governor back then, Governor Lingle, to veto this bill. But back then we had the foresight to realize that it wasn't the end of the world, it wouldn't destroy our most important industry. Because people still would come and they would not be dissuaded. So that's why we raised it from 7.25% to 9.25%.

"I think our record is clear over the last several years, if you talk to Mike McCartney from the Hawaii Tourism Authority, you talk to any of those hoteliers down in Waikiki, that we've hit record number of visitors. Record number of expenditures and record head counts filling our hotels. Record seat counts filling the seats coming into Hawaii. So our current rate of 9.25% has not been a deterrent. People are coming and we're setting records of visitors visiting us.

"This bill right now prematurely wants to take it down from 9.25% to 7.25%. According to the Department of Taxation there's a fiscal consequence to this action. If it's effective July 1, 2013, which is what, three months out, four months out? $78.9 million. Let's say $80 million, 2014, $85 million 2015. $160 million.

"We talked earlier about collective bargaining contracts, we talked earlier about OPEB, we talked earlier about health fund liabilities, we talked earlier about all the bills and programs and services we want for our constituents. And here we are today looking at a bill that's going to cut the hotel room tax by two percentage points and give us close to a $200 million budget *puka*. Yet we know we have contracts to honor with our teachers, with our public workers. We just talked about UPW 10. That's a current year emergency appropriation of $8 million for salaries that they won in arbitration. We talked about another bill dealing with the EUTF contribution of 60/40. If we are to honor their contract, that's about $4 million."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"Mr. Speaker, the teacher's contract, HSTA, four year contract, 3%, 3.2%, 3.2%, 3.2%. They got a 60/40 split, which might be 55/45. But anyway, the cost of that is an expenditure, $43 million first year, Fiscal Year 14. $73 million Fiscal Year 15. If we look at the assumption of 3% across the board for other collective bargaining units, 2, 3, 4, 6, 8, 13, about $100 million. If we look at a 50/50 split going to 60/40 for other workers because they're going to want the same thing the teachers want, $45 million.

"Just on this document here, I start to jot down these numbers, we don't balance, Mr. Speaker. We don't balance, even with the council giving us $100 million more this year, we don't pencil out. So I don't think we can afford to reduce the hotel room tax right now from 9.25% to 7.25%.

"There's no pressing requirement for that. I haven't heard from anyone, not one of my constituents. Truth be told, I think if we were to settle this year at 9.25%, they'll be happy. They won't say it publicly to their shareholders, but they'll be pleased that we set it at 9.25%. We don't go up to 11.25% like the Governor wanted, we reject that proposal. But keep it at 9.25%, I think they'll be pleased.

"Otherwise, as you know Mr. Speaker, next year, 2014, we'll be looking at the sunset date of 2015, it'll be back at our doorstep. So that's why I support this Floor Amendment. Thank you."

Representative Jordan rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, in strong support of the Floor Amendment. Currently we're at a time where the TAT is at 9.25% as you heard before us until 2015. And I don't hear people complaining. In fact, I hear 7, almost 8 million visitors coming and visiting us at this point in time.

"Mr. Speaker, when those visitors come and visit our islands and enjoy what we have here, I don't see them paying my impact fee such as I pay for my sewer system, although they use my sewer system. I don't see them paying for the additional water that they use, when I pay additional water fees.

"So when we look at this TAT, I look at that as helping to recoup what they impact upon our facilities and our services that we have here. And this is the only way we can recoup that. I don't think we should be setting it back to 7.25%, which is the original measure. The Floor Amendment keeps it at the 9.25% and actually removes that sunset date, which I think is great going forward. So therefore, I will be supporting this Floor Amendment at the 9.25%. Thank you, Mr. Speaker."

The motion that Floor Amendment No. 20, amending S.B. No. 1194, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Luke voting no, and with Representatives Cabanilla, Carroll, Choy and McKelvey being excused.

(Main Motion)

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to rise in opposition to the main motion that is before this body, which is lowering your 9.25% to 7.25% as of July 1st, 2013. For the Members of this Body who did not recognize how this particular measure occurred, it occurred with a six year financial plan. This measure was part of a six year financial plan, and if this House goes down the path of lowering the 9.25% to 7.25% I bet you all the Council on Revenues is going to revise our revenue projections. It's a loss of revenues that the Council will incorporate with the loss of the two percentage points.

"We are here as a responsible body, and today I'm very honored and privileged to share my *mana'o* with all of you. This is the only venue that I have to share what I've shared with all of you today. I don't get a chance to go to Finance, I don't get a chance to go to other subject committee hearings, but this is the arena that all of you and the people of the State of Hawaii and the district that I represent have given me this opportunity.

"I'm very proud of my actions today because it has educated all of the sophomores and freshmen who never did see the six year recession that we were in. Some call it the deepest recession or depression, but for those who were here this past four to six years, not one time did this Body enact a 1% General Excise Tax. Last year I'm very honored to have had 25 Members of this House sign a petition to the Tax Review Commission that the study that they had conducted was basically 'tax and spend.' Find ways to generate revenues, and it is through taxation.

"Last year walking the district it was very difficult for me because we're all one big family. The person up St. Louis Heights or the family up St. Louis Heights or Palolo Valley or Wilhelmina Rise, Maunalani Heights, goes through the same bills that we all pay. The sewage fees, our water fees, our property taxes which we discussed in caucus, pass it on to the Council. That is not my responsibility to pass it on, but to take it head on today.

"This particular measure will also show a sign of uncertainty, of question. Where is the Legislature heading? With the robust tourism industry that is occurring and the comment this past spring about how we don't have enough hotel rooms in Waikiki. So that's great. Why? Now we can raise the hotel room rates on our visitors.

"Don't you folks feel that what we're doing today with this particular draft is corporate welfare? You're giving back 2%. If that's what you want, I respect your decision. But for the kid from Palolo, I'm not going to support this particular legislation because it really sends mixed messages to the community as a whole.

"So in closing, I'm just honored and privileged to share what I have to share with all of you. Loss of revenues to the General Fund, don't blame anyone but yourself. And there've been other measures where we took away revenues from the General Fund of $48 million, which I can't make reference to because we're addressing the TAT. But it is a concern because people out there want certainty. They want to know where we are going in tax policies. They want to know we will shore up the other measure in regards to the big leakage on the solar that we just addressed today."

Representative Kawakami rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much, Representative Kawakami. These concerns have brought a lot of confusion out there. I don't have the answers, but I am concerned for all of the Members of this House as far as where we are going. So in closing, I may be the only one who voted no on this, and my tourist friends will not buy chopsticks, like how I used to gauge the tourist industry. But I can say this, at least here in this House, I tried. Thank you."

Representative Coffman rose in opposition to the measure and asked that the remarks of Representative Say be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I will be voting no on this measure also since the Floor Amendment has not made it. I too cannot take a stance of reducing our Transient Accommodation Tax down to 7.25% when currently it is at 9.25% through 2015.

"A few weeks ago we passed some measures over to the Senate reducing tax tables. Now here we are reducing transient accommodation. We have no other measures to drive revenue for our budget. How are we going to explain to social services where we're going to get our money? I don't understand where we're going with this. This does not sunset until 2015. This is 2013, Mr. Speaker.

"To give the tourism industry a break? Give me a break. I will not stand for it. Increasing hotel rates for industries that are offshore industries, meaning mainland companies, now own our hotel industries. Now we're going to provide tax incentives to them while we suffer as residents here on infrastructure costs.

"I just came out of a meeting yesterday saying that we might not be able to develop anything more in Makaha because we don't have enough sewer and water infrastructure. No more homes, Mr. Speaker, no more commercial small mom and pop stores. That will keep it rural. So for these reasons, I will be voting no on this measure. I can't support this type of measure. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. This is such a moving target because I remember when we decided to raise it to 9.25% and how we told the industry that this was not going to be forever and you've got to bear with us, we've got to hunker down, we all have to support each other, we have to do this to make ends meet.

"I look at it from a different perspective and that is, the cost of living is skyrocketing in Hawaii. Some of the local unions have negotiated with the

hoteliers and the wages have gone up. The cost of energy continues to go up, the infrastructure of the hotels is deteriorating and we have to have a very viable hotel product if we're going to attract people continually to Hawaii, which means we have to ask our hotel people to invest a lot of money and go out and borrow money.

"I want to believe that as this moves forward and it goes back to the Senate that there's wisdom with the Finance Chairs and the Tourism Chairs. Working with the tourism industry because we have to keep them whole. If this helps them. In the past I remember when I was here, 11 years ago when I first got here, it was the big push for a hotel renovation tax credit because we knew that the product was deteriorating and the industry said we've got to borrow money and you've got to help us because it's a huge investment. $40 million, who knows down in Waikiki if you were to renovate the Hyatt how much it would cost. Can you help us with a tax credit? We said no.

"The result of 'no' in those days was them going out and changing our hotels to timeshares because it seemed that the banks were willing to lend money on the timeshare accommodations. It created more timeshares in Hawaii because they actually could sell the room a week at a time and they could show the bank what the cash flow was and the banks went, gee, this is great, we'll go for supporting timeshares. So there was this huge conversion of hotel rooms to timeshares. That would have been in '04-'05, I think.

"So that was because we were unwilling to do a tax credit, but times were tough. We felt that was a good call by the Legislature. I'm just thinking that there may be something we need to think about here and that is, this hotel industry, a lot of wear and tear, and I think we still want hotel rooms and this may be a way to really support them.

"So I disagree with the comment that this is corporate welfare or subsidizing the hotel industry. That somehow they'll raise the hotel rates. Well, I have a sneaky suspicion the cost of doing business in Hawaii, I can see it this year is going up, up, up and it's not stopping. So for that reason I support this measure moving forward to conference. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition very briefly, Mr. Speaker. When this Body raised the TAT back during the Great Recession, of course the hotel industry came out screaming and yelling. Tourism is our number one industry and so they were upset, saying this is going to hurt our industry.

"Yet here we are in the year 2013, our numbers are at an all time high. We have not been able to even keep up with the amount of rooms, we don't have enough rooms that are available at this point. So to continue to say that, oh this is somehow going to further hurt the hotel industry, is quite frankly unwarranted.

"More important, Mr. Speaker, I'd like to echo the comments of the speaker from Waianae. We have a population of over $1.2 million people in the State of Hawaii. Yet every year we have over 8 million visitors to our great state. Those 8 million visitors should in fact be paying their fair share, and their fair share does go through a pass-through via the counties. So we can debate the cap that goes to the counties, but I still believe that at this point to do this is premature, because we did make a deal with the hotel industry.

"We said, okay in 2015 we'll go up to 9.25% but in 2015 it'll go back down to 7.25%. So why are we sunsetting it early? What is the rationale? We still have time to wait, just to make sure. We haven't necessarily turned that corner yet with respect to the financial plan. So this seems fiscally imprudent to do this at this juncture. For those reasons, Mr. Speaker, I stand in opposition."

Representative Yamashita rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations. Thank you very much. My reservations are with the rate, dropping it to 7.25%. My support is for the cap. I kind of support the cap, I think there are some tax structure issues that come with the cap, but I'll discuss that at another time.

"Let me discuss the rate. As far as our previous conversations as far as we talked about our bond rating and how the bond raters review us, there are certain things that they look at. They look at our reserves, they look at our commitment to fund reserves, they look at our commitment to have revenue, and they like certainty. They like commitment and certainty. By us moving this rate down, it creates some uncertainty going forward. So these things do have impact as far as bond rating. They will look at these issues and question it.

"I think we have to be careful when we set these kinds of policies going forward. It's kind of interesting, they don't really care how responsible you are as far as raising taxes. In fact, they want to know that you're willing to raise taxes. So I found that very interesting also. With that, Mr. Speaker, those are my reservations. Thank you."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, maybe three quick points. Originally this was sold as a limited time deal by many in this room. A previous incarnation of this bill three weeks ago did have the TAT at 9.25%. I feel some House Members voted with their feet not to support that. The measure went to Finance and they chose a different number amount and we still don't know the outcome of this legislative session if that number amount will hold.

"Three, as far as, do tourists pay their fair share? Well they pay the TAT, they pay the GET, hotels pay property taxes, rental car companies pay vehicle taxes. I'm not aware of any tourist getting a free ride, I don't think they are. If there's other similar legislation we need to look at to bring things more balanced then I think we should do that in the future. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"I speak in favor. Just a couple of items for the Members' understanding of the hotel industry. When you look at 9.25% it's more than that. It's 9.25% plus the excise tax which is about 4.16%. If it's in Honolulu it comes to about 13-some percent that the tourist pays. For Honolulu, if you go to neighbor islands or if you book a hotel over here to the west side you're going to be paying 4.5% plus 9.25%. So that's a heavy hit. Yes, we've been very lucky these last few years and just this past year that tourism is booming.

"But it's not booming because of so much of maybe what we're doing, but it could be because of the economic situation in the world. The Euro is in bad shape. Nobody wants to go to Mexico and in the winter months everybody is freezing in the United States because of this weather change and in Canada. So there's a lot of factors that affect them coming here. Of course we have the best weather in the world and they get plenty *aloha* that I can see over here for the business.

"So we reward this good work that the tourism industry, the hotels are doing by increasing their TAT. I think you reward somebody by giving them something, not increasing it. Yes, we needed the money then and I can understand that.

"Everybody is saying that we don't have a financial plan. Well our budget went over to the Senate, we made a $600 million cut into the Governor's budget and we still had a balance approaching $200 million. That's not so bad. I believe that now when we go work with the Senate we'll come out with a good financial plan also which we will be working on very shortly.

"But the last financial plan was a $600 million dollar cut and approximately $200 million to our balance. If anybody doesn't have a financial plan might be on the 5th floor, but not here. So with this and all I hope the Members understand the process and why these things are happening. Thank you very much."

Representative Jordan rose to respond, stating:

"Mr. Speaker, still in opposition. I'm still not getting this, Mr. Speaker. Because the committee prior to Finance, which was the Tourism Committee, deferred this measure and I thought it was gone. All of a sudden it was re-referred and brought back to Finance.

"So what that is telling me as a young sophomore, that's the position this House is taking. This House is telling me, 'Representative Jordan, we're going to decrease our Transient Accommodations Tax from 9.25% down to 7.25%.' I'm not comfortable with that, Mr. Speaker.

"Where are we going to get these revenues? Why are we as a House Body taking that sort of position? This was on a measure that was deferred and then re-referred to make sure it came back to say we have this stance going forward. I might be going out on a limb here but I come from a community that has high Title I, families living below poverty, and I'm going to give tourists a break? I can't, when legislators prior to me made that commitment through 2015 and 9.25%.

"Contrary to what Speaker has said, the tourists pay between us and them the 9.25%. We as residents don't pay the 9.25%. We still pay our 4.172%. So the only difference they're paying, and again I feel that's fair. They're visiting us, they're using our infrastructure, they're using our roads. I hear the pothole complaints, they don't. I sit in two hours of traffic, they enjoy the beach.

"So I don't see why we should be, as a body, looking at reducing it from 9.25%. Especially on how this measure has moved to where it is today on the Floor without any explanation. And I sit on Finance. So those are some of my major concerns for why I'm voting no. And it's rare I vote no on a defective date bill. Thank you, Mr. Speaker."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Thank you. I can see the rationale of keeping our promise to the visitor industry, but we also made a promise to the counties that we would lift that cap come 2015 and I notice that it's not there anymore.

"Now I've been criticized for being a tremendous supporter of the counties in the past, but coming from the County Council I realize the impact that the visitor industry has on the county's infrastructure. Every time a tourist drives their car it could be on a county road. When they flush the toilet, county water, county sewer. When they need to be rescued at the beaches, county lifeguards, county firefighters. When they need to be protected, county police department.

"The cost of doing business is going up in the private sector and public sector. So I would hope that as negotiations continue we take a look at that promise we made to the counties to lift that cap and take that into consideration. Thank you."

Representative Coffman rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. What I find very interesting here is there's an absolute nexus between the TAT and services provided to our tourists. Many people have given testimony to that fact. If you take a look at the statute, TAT has gone up about every four years. It doesn't go back. The reason it doesn't go back is because our costs go up. So for us to drop back to a 2009 fee structure is like saying we're going to help subsidize the tourist industry. It doesn't make any sense.

"Another point I want to address, people have talked about a promise made to the hotel industry. Well when they came in and cried, I mean loud and clear, we did what we always do to a lot of bills that you feel a little uncomfortable, you put a sunset date in there. Well, we put a sunset in there. I've never believed there would be a problem. There is no problem, the sunset should go away. It's time to move on. Thank you, Mr. Speaker."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure, stating:

"In support. I just want to clarify that this bill doesn't touch the percentage that goes to the counties and the cap remains. So on Maui it'll still be the 22.6% which equates to about $17.5 million of TAT revenue and that's the budget they're working with. That's what the budget is going to be if this passes. And because the cap is still there and like our Representative from Wahiawa said, the numbers of tourists are increasing and the industry is doing great, then that revenue is going to come to the state and any loss of General Funds will quickly be reinstated."

Representative Kawakami rose to respond, stating:

"Second time, still in support with reservations. I'd just like to clarify to the freshman Representative from Maui that what I was pointing out, that as TAT revenues increase perhaps we would consider that the amount delivered to the counties shall perhaps increase as well. I fully understand that it doesn't touch the $93 million going, but as we collect more maybe we should be delivering more. Thank you."

Representative Har rose to respond, stating:

"Mr. Speaker, still in opposition, just briefly. Mr. Speaker, I do want to touch upon some of the comments made by the speaker from Waianae. We have a process in this Body and that's called bill referrals. A bill goes to a subject matter committee to be vetted before that subject matter committee because that committee has certain purview over certain subject matters. This is a bill that deals directly with the Transient Accommodations Tax, and rightfully so it was referred to the Committee on Tourism as well as the Committee on Finance.

"The Committee on Tourism spoke loudly when the five committee members walked out, there was no quorum for this bill. So I'm confused that it was now, the message was given to leadership and yet the bill was re-referred. I'm just confused, where's the transparency? Has this bipartisan coalition taken transparency and thrown it to the wind? There was no harm if the bill had died, because in 2015 the 9.25% would have gone back down to 7.25%. So I don't really see what the harm was in doing this.

"With all due respect to the Speaker, I do appreciate his comments regarding tourism and how many factors have affected tourism, whether it's Mexico and the Euro and why our tourism has done so well. But the fact of the matter is this. Obviously the 9.25% hasn't negatively affected our tourism. For those reasons, I'm still in opposition. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"In support and I just wanted to clarify the referral process because a couple people brought it up. As far as my understanding is concerned, this bill was heard by the Tourism Committee. Because of fear that either the percentage would remain at 9.25% or be increased to 11.25%, the committee members walked off, resulting in no quorum.

"So in order to allow the wishes of the Tourism Committee, which is not to support an increase, we accommodated the Tourism Chair and Tourism Committee members to continue the discussion on this issue and lower the TAT. Thank you."

At this time, the Chair stated:

"Members, we've had a lot of discussion on the measure. I want to clarify something for the entire Body here. The intent of the measure, the referral pattern. We should be focusing on the merits of the bill. Again, is this measure good for the people of Hawaii or is this measure bad for the people of Hawaii? So I've given wide latitude to speak about the process, but really when the measure comes on the Floor, the focus is on the merits of the bill. If there's any further discussion we're going to focus only on the merits of the bill."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker, in strong support. I'd just like to request that the words of the speaker from Maui as well as the Representative from

Waikiki be entered into the Journal as if they were my own. I'd also like to request for additional written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. SB 1194, SD 2, HD 1 is a measure which tells our largest economy in Hawaii that we value the sacrifices that they have made for many years. The increase that the legislature had added through legislation provided support to many during difficult economic years. We had promised to repeal the TAT increase which was imposed in 2009. We said we would, Mr. Speaker. We kept our word and with the passage of this measure, we will. For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Ing rose, stating:

"Could you change my vote to reservations? I agree that at least maybe looking down the road we should think about lifting the cap too, just for fairness for the counties, but as of now I think it's important that we leave that cap there to help the state's General Fund in the meantime and at least be on track with the Council on Revenues."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. Mr. Speaker, this has been a very, very healthy discussion and I really appreciate the extra knowledge I've been able to acquire as a freshman in regards to this issue.

"A lot of the discussion of course, Mr. Speaker, is focusing around the amount of revenue that would be lost if this measure were to move forward. I do have concerns in regards to that, Mr. Speaker, but on a broader level I'm also concerned with, I would like to see more innovation in the ways that we are generating revenue.

"It was very unfortunate that the task force that we were moving forward in regards to poverty and economic opportunity didn't move forward on the Senate side, Mr. Speaker, because if we were to resolve a number of our poverty issues we would above and beyond solve the revenue issues that we would lose in regards to this measure if it were to move forward.

"So this measure isn't as innovative. I would like to see greater innovation, Mr. Speaker, in regards to the way we generate revenue in the State of Hawaii because I think, once again, we have issues that are systematic of a wider problem, Mr. Speaker."

At this time, Representative Tokioka called for the previous question.

The motion was put to vote by the Chair and carried, and S.B. No. 1194, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 43 ayes to 5 noes, with Representatives Coffman, Har, Jordan, Oshiro and Say voting no, and with Representatives Belatti, Cabanilla and McKelvey being excused.

At 5:40 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1194, SD 2, HD 1

ANNOUNCEMENTS

Vice Speaker Mizuno: "Members, please remember to submit to the Clerk the list of Senate Bills on the Consent Calendar for which you will be inserting written comments, in support or in opposition. This must be done by adjournment of today's Floor session."

Representative Evans: "Thank you, Mr. Speaker. Today is the 50th Anniversary of the Equal Pay Act, which was signed by President John F. Kennedy in 1963 and today is the day that a woman working the same job would reach the equal pay of a male person in that job.

"The Act made it illegal to pay men and women different wage rates for equal work on jobs that require equal skill, effort and responsibility, and are performed under similar working conditions. In 1963 American women earned on average 58.9 cents for every dollar earned by men.

"According to a 2012 study on the gender pay gap conducted by the American Association of University Women, Hawaii ranks 11th in the nation. On average in Hawaii a fulltime working woman earns 82% of what men make doing the same type of work.

"Equal pay is not simply a woman's issue, it's a family issue. Families increasingly rely on women's wages to make ends meet. In typical married households, women's income accounted for 36% of total family income in 2008, up from 29% in 1983.

"A large majority of mothers are in the paid labor force and about 1/3 of employed mothers are the sole breadwinners for their family. For the 34% of working mothers who are their family's sole breadwinner the gender pay gap can contribute to poor living conditions, poor nutrition and fewer opportunities for their children. For these women, closing the gender pay gap is much more than a point of pride, it is a matter of necessity.

"Remember the goal. For your sister, aunt, mother, classmate, colleague, neighbor, daughter. Equal pay for equal work. Please join the millions of women earning wages across America and across our state to continue the fight for equal pay."

Representative Cachola: "Mr. Speaker, I just want to let you know that today is the Day of Valor or in Tagalog, *Araw ng Kagitingan*. For the veterans who fought during World War II, Filipino descent and American soldiers fighting side by side. It happened today at 4:00 at Punchbowl, the Veterans National Memorial Cemetery of the Pacific. We cannot attend that even if we are invited because we are here doing our job as legislators.

"So I just want to give those who are celebrating and those who have organized this event a warm congratulations and I hope they have a very good and successful event at the National Memorial Cemetery. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R. No.	Re-referred to:
86, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. Nos.	Re-referred to:
115, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
184	Committee on Human Services, then to the Committee on Finance

ADJOURNMENT

At 5:44 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, April 11, 2013. (Representatives Belatti, Cabanilla, Ito, McKelvey, Tokioka and Wooley were excused.)

HOUSE COMMUNICATIONS

"April 9, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following Senate Bill, of which a copy is attached hereto:

S.B. No. 1084, S.D. 1, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS."

Said measure passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

27th LEGISLATURE
JOINT HOUSE-SENATE
2013 COMMITTEES ON CONFERENCE PROCEDURES

The Senate and the House have agreed to the following special procedures for all 2013 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on April 15, 2013 until 12:00 midnight on April 26, 2013.

1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly:

a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.

b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 12:00 midnight.

A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

4. Initial Public-Meeting Notice

The signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice. Lead chairs from both houses are encouraged to sign meeting notices first, before distributing them to other chairs to sign.

Chairs shall provide at least 24 hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24 hours notice if at all possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official postings on the Legislature's website and Capitol bulletin boards. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

5. Notice of Subsequent Meetings

a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before midnight on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. Written notice of the reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting as soon as possible. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting at least 24 hours in advance of the next meeting of the Conference Committee.

6. Attendance at Meetings

a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.

b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:

For the Senate, the lead chair or co-chair must be present.

For the House, the lead chair must be present.

All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.

c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.

d. For a measure with fiscal implications, approval must be given by the chair representing the House Finance Committee and Senate Ways and Means Committee during the decision-making on the measure.

7. Conference Discussion

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

8. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.

b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall have the names of the absent chairs paged through the State Capitol public address system.

c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

9. Decision-making Meeting

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

a. A quorum of the Conference Committee shall be present for the decision making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.

b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.

c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached)

d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

10. Conference Committee Reports

a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.

b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.

c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

a. Conference Committees shall conclude their negotiations by **6:00 p.m.** to allow adequate time for final preparation of the bills and Conference Committee Reports.

b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by **9:00 p.m.**

c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by **11:30 p.m.**

12. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Donna Mercado Kim	/s/ Joseph M. Souki
Donna Mercado Kim	Joseph M. Souki
President of the Senate	Speaker of the House of Representatives
4/6/13	4/5/13
Date	Date

Attachment

Hawaii State Legislature

Record of Votes of a Conference Committee

158-10

Bill / Concurrent Resolution No.: SB 2469, SD 2, HD 2	Date/Time: 4/20/10 8:50 p.m.
☒ The recommendation of the House and Senate managers is to pass with amendments (CD).	
☐ The Committee is reconsidering its previous decision.	
☐ The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	☐ The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
IGE, David Y., Co-Chr.	✓				YAMANE, Ryan I., Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				OSHIRO, Marcus R., Co-Chr.	✓			
KIM, Donna Mercado, Co-Chr.	✓				LEE, Marilyn B.	✓			
IHARA, Les, Jr.				✓	SHIMABUKURO, Maile S.L.				✓
					WARD, Gene	✓			
TOTAL	4	0	0	1	TOTAL	5	0	0	1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is:	House Recommendation is:
☒ Adopted ☐ Not Adopted	☒ Adopted ☐ Not Adopted
Senate Lead Chair's or Designee's Signature: Suzanne Chun Oakland	House Lead Chair's or Designee's Signature: John M. Mizuno

Distribution: **Original** *File with Conference Committee Report* **Yellow** *House Clerk's Office* **Pink** *Senate Clerk's Office* **Goldenrod** *Drafting Agency*

2013 Legislative Session House-Senate Conference Committee Room Scheduling Procedures and Guidelines

Effective beginning at 8:00 a.m. on April 15, 2013 through 12:00 midnight on April 26, 2013, the following scheduling procedures and guidelines shall apply for all House and Senate conference rooms.

Priority for use of the conference rooms will be given in the following order:

1st Priority: Standing Committee Bill Hearings
2nd Priority: Conference Committee Meetings
3rd Priority: Committee Hearings for Resolutions and Governor's Messages

Please note the following procedures and guidelines for the use of rooms for conference purposes:

1. If your committee is designated to use one of the House conference rooms (i.e., rooms 309, 312, 325, 329 or 423), please contact Rodney Haena of the House Sergeant-at-Arms office at 586-6104 to reserve the room.

2. If your committee is designated to use one of the Senate conference rooms (i.e., rooms 016, 224, 225 or 229), please contact Jayson Watts of the Senate Sergeant-at-Arms office at 586-6725.

3. Committees assigned to a specific conference room will be given first priority in using that particular room for conference committee meetings.

4. Committees may not "sublease" their assigned rooms for allotted times to another committee. All room assignments must be coordinated through and made by either the House Sergeant-at-Arms or Senate Sergeant-at-Arms.

5. For those committees that must share assigned conference rooms, it is strongly recommended that you meet as soon as possible with other committee chairs who are also assigned to that room to formulate a basic timetable for sharing the room.

6. In consideration of the other committee chairs, do not reserve a block of specific times unless a timetable has been agreed to.

7. If you have reserved a particular time slot that subsequently you will not be using, please notify either the House Sergeant-at-Arms or Senate Sergeant-at-Arms as soon as possible so that those room times can be assigned to someone else if needed.

8. If your conference committee needs to meet, but your assigned room is reserved or in use by one of the other committees also assigned to that room, please contact either the House Sergeant-at-Arms or Senate Sergeant-at-Arms to locate a vacant conference room for your temporary use.

9. Conference committees are encouraged to give as much advanced notice of meetings as possible. However, since things do get very hectic during conference, please be aware that any lower priority room requests may be "bumped" or reassigned with only a short notice. Hopefully, these inconveniences will be kept to a minimum.

10. Exception to these House-Senate Conference Committee Room Scheduling Procedures and Guidelines may only be made with the joint approval of President Donna Mercado Kim and Speaker Joseph M. Souki.

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4/6/13
Date

4/5/13
Date

2013 Legislative Session House-Senate Conference Committee Room Assignment Schedule

Conference room assignment for the 2013 House-Senate Conference Committee Meetings are as follows:

Senate Committee(s)	House Committee(s)	Meeting Room
CPN	CPC	016
AGL, WTL	AGR, WAL	224
TIA, ENE	TRN, EEP	225
HTH, HMS	HLT, HUS	229
WAM	FIN, LMG	309
PSM, THA	PBS, TOU, OMH	312
JDL	JUD, LAB	325
EDU, HRE	EDN, HED	329
EGH, TEC	EDB, HSG, VMI	423

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4/6/13
Date

4/5/13
Date

"**THE LEGISLATURE**
State of Hawaii

April 8, 2013

MEMORANDUM

TO: Sen. Donna Mercado Kim
Senate President

Rep. Joseph M. Souki
Speaker of the House

FROM: Sen. David Y. Ige /s/
Chair, Senate Committee on Ways and Means

Rep. Sylvia Luke /s/
Chair, House Committee on Finance

RE: Conference Committee on HB 200 HD1 SD1

Notwithstanding the provisions set forth in the "27th Legislature: Joint House-Senate 2013 Committees on Conference Procedures", signed by you on April 6, 2013, and April 5, 2013, respectively, we respectfully request your approval to establish and commence the Conference Committee on HB 200 HD1 SD1, the Executive Branch Biennium budget, no earlier than Wednesday, April 10, 2013.

Please be advised that other than the start date, all other Conference rules and procedures will be adhered to by the Conference Committee.

Please feel free to contact us at 586-6200 and 586-6230, respectively, should you have any questions or need more information regarding this request.

Aloha.

APPROVED BY: /s/Donna Mercado Kim
Senate President
DATE: 4/8/13

APPROVED BY: /s/Joseph M. Souki
Speaker of the House
DATE: 4/8/13

C: Senate Majority Leader
House Majority Leader"

FORTY-SEVENTH DAY

Thursday, April 11, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:10 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Ryan Kalei Tsuji of KITV News This Morning, son of Representative Tsuji, after which the Roll was called showing all Members present with the exception of Representatives Har and Oshiro, who were excused.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced *na keiki* of Punana Leo o Waianae: Hi'ilani Baptiste, Ku'uleiho'oheno Eli, Kūlanaonālani Kalilimoku-Patricio, Kamuela Kalima, Maikalani Kamauoha-Akamine, Ha'alilio Lemāmea-Oto, Kaho'iwai McGill, Līloa Mersberg-Pang, Kaliko Nagata, Kalaulama Nāpū'elua, Māhealani Sparrow, Kanalua Travis and Cumorah Tupola; parents, Kaulana and Kapela Eli, Poni Nāpū'elua, Kymberly Sparrow, Joey and Corrina Travis, and Tavo Tupola; and *kumu*, Leonani Nāho'oikaika, Kēhau Vida, Kamakalikolehua Ligon and Kamaile Grilho.

Representatives Ohno, Cachola and Takayama introduced students from Dole Middle School; Mrs. Arnie Kikkawa, Principal; Ms. Karlene Kauleinamoku, CFES Teacher and Coordinator; Ms. Jenny Lin, College Tutor; Ms. Wendy Mow-Taira, College Advisor; and Ms. Elissa Pickard, Librarian.

Vice Speaker Mizuno also acknowledged his classmate and resident advisor at the University of Hawaii, Ms. Elissa Pickard.

Representative Lowen introduced her interns, Ms. Jessica Freedman and Ms. Sara Lee, students of William S. Richardson School of Law.

Representative Takumi introduced parents, advocates, teachers, providers and children advocating for Early Education.

Representative Woodson introduced his Office Manager, Mr. Dan Kalili.

Representative Ward introduced Mr. Paul Kanoho, son of former Representative Ezra Kanoho.

Representative Fale introduced his intern, Mr. Kalani Pickard.

At 12:22 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.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Sixth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1106 through 1109) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1106, informing the House that on April 5, 2013, the following bill was signed into law:

H.B. No. 425, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFERS IN COMPROMISE." (ACT 006)

Gov. Msg. No. 1107, informing the House that on April 9, 2013, the following bill was signed into law:

H.B. No. 1089, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH." (ACT 007)

Gov. Msg. No. 1108, informing the House that on April 10, 2013, the following bill was signed into law:

H.B. No. 1258, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING." (ACT 008)

Gov. Msg. No. 1109, informing the House that on April 10, 2013, the following bill was signed into law:

H.B. No. 1282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY SERVICE." (ACT 009)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 455 through 596) were received and announced by the Clerk:

Sen. Com. No. 455, dated April 9, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 200, HD 1, SD 1	Ige, Chair; Kidani, Chun Oakland, Dela Cruz, English, Espero, Kahele, Keith-Agaran, Kouchi, Ruderman, L. Thielen, Tokuda, Slom

Sen. Com. No. 456, transmitting H.B. No. 411, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 457, transmitting H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 458, transmitting H.B. No. 696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 459, transmitting H.B. No. 944, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 460, transmitting H.B. No. 998, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 461, transmitting H.B. No. 1, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 462, transmitting H.B. No. 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 463, transmitting H.B. No. 17, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 464, transmitting H.B. No. 21, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 465, transmitting H.B. No. 25, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 466, transmitting H.B. No. 32, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 467, transmitting H.B. No. 51, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 468, transmitting H.B. No. 62, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 469, transmitting H.B. No. 65, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 470, transmitting H.B. No. 70, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 471, transmitting H.B. No. 87, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 472, transmitting H.B. No. 90, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RESPONSE VEHICLES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 473, transmitting H.B. No. 109, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 474, transmitting H.B. No. 114, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 475, transmitting H.B. No. 115, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 476, transmitting H.B. No. 120, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 477, transmitting H.B. No. 144, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 478, transmitting H.B. No. 152, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 479, transmitting H.B. No. 197, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 480, transmitting H.B. No. 218, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 481, transmitting H.B. No. 222, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 482, transmitting H.B. No. 235, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 483, transmitting H.B. No. 266, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 484, transmitting H.B. No. 321, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 485, transmitting H.B. No. 353, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 486, transmitting H.B. No. 358, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 487, transmitting H.B. No. 378, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BEACH NOURISHMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 488, transmitting H.B. No. 385, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 489, transmitting H.B. No. 395, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 490, transmitting H.B. No. 398, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 491, transmitting H.B. No. 414, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WAIPIO VALLEY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 492, transmitting H.B. No. 417, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 493, transmitting H.B. No. 423, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 494, transmitting H.B. No. 450, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN FUELING STATIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 495, transmitting H.B. No. 471, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 496, transmitting H.B. No. 473, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 497, transmitting H.B. No. 487, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 498, transmitting H.B. No. 514, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 499, transmitting H.B. No. 518, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 500, transmitting H.B. No. 529, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 501, transmitting H.B. No. 536, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 502, transmitting H.B. No. 546, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 503, transmitting H.B. No. 560, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 504, transmitting H.B. No. 587, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 505, transmitting H.B. No. 619, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL BIRDS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 506, transmitting H.B. No. 622, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 507, transmitting H.B. No. 632, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 508, transmitting H.B. No. 634, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 509, transmitting H.B. No. 635, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 510, transmitting H.B. No. 652, SD 2, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 511, transmitting H.B. No. 656, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 512, transmitting H.B. No. 668, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 513, transmitting H.B. No. 672, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 514, transmitting H.B. No. 673, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 515, transmitting H.B. No. 680, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 516, transmitting H.B. No. 694, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 517, transmitting H.B. No. 697, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 518, transmitting H.B. No. 726, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 519, transmitting H.B. No. 747, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 520, transmitting H.B. No. 749, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 521, transmitting H.B. No. 762, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 522, transmitting H.B. No. 763, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 523, transmitting H.B. No. 775, HD 2, SD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 524, transmitting H.B. No. 785, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 525, transmitting H.B. No. 791, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 526, transmitting H.B. No. 799, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA DEVELOPMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 527, transmitting H.B. No. 800, HD 1, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 528, transmitting H.B. No. 805, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 529, transmitting H.B. No. 808, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 530, transmitting H.B. No. 816, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 531, transmitting H.B. No. 820, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE

BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 532, transmitting H.B. No. 822, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 533, transmitting H.B. No. 833, HD 1, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 534, transmitting H.B. No. 841, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 535, transmitting H.B. No. 847, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 536, transmitting H.B. No. 858, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 537, transmitting H.B. No. 877, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 538, transmitting H.B. No. 888, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 539, transmitting H.B. No. 899, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 540, transmitting H.B. No. 908, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 541, transmitting H.B. No. 909, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INFANT MORTALITY PROGRAM," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 542, transmitting H.B. No. 914, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO OBESITY PREVENTION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 543, transmitting H.B. No. 918, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 544, transmitting H.B. No. 924, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 545, transmitting H.B. No. 928, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 546, transmitting H.B. No. 951, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 547, transmitting H.B. No. 977, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 548, transmitting H.B. No. 980, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 549, transmitting H.B. No. 986, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 550, transmitting H.B. No. 988, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 551, transmitting H.B. No. 1059, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 552, transmitting H.B. No. 1068, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 553, transmitting H.B. No. 1071, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGENTS CANDIDATE ADVISORY COUNCIL," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 554, transmitting H.B. No. 1103, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 555, transmitting H.B. No. 1119, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC HOUSING AUTHORITY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 556, transmitting H.B. No. 1130, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 557, transmitting H.B. No. 1132, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 558, transmitting H.B. No. 1133, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 559, transmitting H.B. No. 1136, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 560, transmitting H.B. No. 1137, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 561, transmitting H.B. No. 1147, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 562, transmitting H.B. No. 1149, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 563, transmitting H.B. No. 1150, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 564, transmitting H.B. No. 1163, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 565, transmitting H.B. No. 1164, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 566, transmitting H.B. No. 1166, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 567, transmitting H.B. No. 1202, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 568, transmitting H.B. No. 1203, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 569, transmitting H.B. No. 1207, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 570, transmitting H.B. No. 1209, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 571, transmitting H.B. No. 1227, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 572, transmitting H.B. No. 1263, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 573, transmitting H.B. No. 1264, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 574, transmitting H.B. No. 1268, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 575, transmitting H.B. No. 1279, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 576, transmitting H.B. No. 1287, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 577, transmitting H.B. No. 1298, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 578, transmitting H.B. No. 1328, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 579, transmitting H.B. No. 1330, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 580, transmitting H.B. No. 1374, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 581, transmitting H.B. No. 1381, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 582, transmitting H.B. No. 1388, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 583, transmitting H.B. No. 1392, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 584, transmitting H.B. No. 1396, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 585, transmitting H.B. No. 1405, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 586, transmitting H.B. No. 1412, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 587, transmitting H.B. No. 1419, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 588, transmitting H.B. No. 1424, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 589, transmitting H.B. No. 1430, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 590, transmitting H.B. No. 1481, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 591, transmitting H.B. No. 1483, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on April 9, 2013.

Sen. Com. No. 592, transmitting S.C.R. No. 163, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU DEPARTMENT OF PARKS AND RECREATION TO RECONSIDER ITS DENIAL TO PERMIT RECREATIONAL HORSEBACK RIDING ON WAIKANE TRAIL," which was adopted by the Senate on April 9, 2013.

Sen. Com. No. 593, transmitting S.C.R. No. 185, SD 1, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING OCTOBER 2 OF EACH YEAR AS THE "INTERNATIONAL DAY OF NON-VIOLENCE" IN HAWAII IN HONOR OF MAHATMA GANDHI ON HIS BIRTH DATE," which was adopted by the Senate on April 9, 2013.

Sen. Com. No. 594, transmitting S.C.R. No. 193, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE HAWAII PAROLING AUTHORITY TO CREATE A THREE-YEAR PILOT PROGRAM FOR MEDICAL OR COMPASSIONATE RELEASE OF CERTAIN ILL, DISABLED, AND GERIATRIC INMATES WHO POSE A LOW RISK

TO PUBLIC SAFETY," which was adopted by the Senate on April 9, 2013.

Sen. Com. No. 595, dated April 9, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 776, HD 2, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom

Sen. Com. No. 596, dated April 9, 2013, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills, and has requested a conference on the subject matters thereof, in consequence of which the President has this day appointed as conferees on the part of the Senate for the consideration of said amendments:

S.B. No. 2, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Gabbard
S.B. No. 6, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 31, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 192, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 286, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 853, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
SB. No. 966, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills returned to the House, seconded by Representative Awana and carried: (Representatives Har and Oshiro were excused.)

H.B. No. 1, HD 2, (SD 2)
H.B. No. 2, (SD 1)
H.B. No. 17, HD 1, (SD 2)
H.B. No. 21, HD 2, (SD 2)
H.B. No. 25, HD 2, (SD 2)
H.B. No. 32, (SD 1)
H.B. No. 51, (SD 1)
H.B. No. 62, HD 2, (SD 2)
H.B. No. 65, HD 2, (SD 2)
H.B. No. 70, HD 2, (SD 2)
H.B. No. 87, (SD 2)
H.B. No. 90, HD 2, (SD 2)
H.B. No. 109, HD 3, (SD 2)
H.B. No. 114, HD 3, (SD 2)
H.B. No. 115, HD 3, (SD 2)
H.B. No. 120, HD 2, (SD 2)
H.B. No. 144, HD 2, (SD 2)
H.B. No. 152, HD 1, (SD 2)
H.B. No. 197, HD 2, (SD 2)
H.B. No. 218, HD 1, (SD 2)
H.B. No. 222, HD 2, (SD 2)
H.B. No. 235, HD 1, (SD 1)
H.B. No. 266, HD 1, (SD 2)
H.B. No. 321, HD 1, (SD 2)
H.B. No. 353, HD 1, (SD 2)
H.B. No. 358, HD 1, (SD 1)
H.B. No. 378, HD 1, (SD 2)
H.B. No. 385, HD 2, (SD 1)
H.B. No. 395, HD 2, (SD 2)
H.B. No. 398, HD 1, (SD 2)
H.B. No. 414, HD 2, (SD 1)
H.B. No. 417, HD 2, (SD 1)
H.B. No. 423, (SD 1)
H.B. No. 450, HD 1, (SD 2)
H.B. No. 471, HD 1, (SD 1)
H.B. No. 473, HD 1, (SD 2)
H.B. No. 487, HD 2, (SD 2)
H.B. No. 514, HD 2, (SD 1)
H.B. No. 518, HD 2, (SD 2)
H.B. No. 529, HD 1, (SD 2)
H.B. No. 536, HD 1, (SD 2)
H.B. No. 546, HD 2, (SD 2)
H.B. No. 560, HD 1, (SD 1)
H.B. No. 587, HD 1, (SD 1)
H.B. No. 619, HD 1, (SD 1)
H.B. No. 622, HD 1, (SD 1)
H.B. No. 632, HD 2, (SD 2)
H.B. No. 634, HD 1, (SD 2)
H.B. No. 635, HD 2, (SD 1)
H.B. No. 652, (SD 2)
H.B. No. 656, HD 2, (SD 2)
H.B. No. 668, HD 2, (SD 2)
H.B. No. 672, HD 2, (SD 2)
H.B. No. 673, HD 2, (SD 2)
H.B. No. 680, HD 2, (SD 1)
H.B. No. 694, HD 1, (SD 1)
H.B. No. 697, (SD 1)
H.B. No. 726, HD 1, (SD 2)
H.B. No. 747, HD 1, (SD 1)
H.B. No. 749, HD 2, (SD 2)
H.B. No. 762, HD 2, (SD 1)
H.B. No. 763, HD 1, (SD 1)
H.B. No. 775, HD 2, (SD 2)
H.B. No. 785, HD 1, (SD 1)
H.B. No. 791, HD 1, (SD 1)
H.B. No. 799, HD 3, (SD 2)
H.B. No. 800, HD 1, (SD 2)
H.B. No. 805, HD 1, (SD 2)
H.B. No. 808, HD 1, (SD 1)
H.B. No. 816, (SD 1)
H.B. No. 820, (SD 1)
H.B. No. 822, (SD 1)
H.B. No. 833, HD 1, (SD 1)
H.B. No. 841, HD 1, (SD 1)
H.B. No. 847, HD 2, (SD 1)
H.B. No. 858, HD 1, (SD 1)
H.B. No. 877, HD 1, (SD 1)
H.B. No. 888, HD 2, (SD 1)
H.B. No. 899, HD 2, (SD 2)
H.B. No. 908, HD 2, (SD 1)
H.B. No. 909, HD 2, (SD 2)
H.B. No. 914, HD 1, (SD 2)
H.B. No. 918, HD 1, (SD 1)
H.B. No. 924, HD 1, (SD 2)
H.B. No. 928, HD 1, (SD 1)
H.B. No. 951, HD 1, (SD 2)
H.B. No. 977, HD 2, (SD 2)
H.B. No. 980, HD 2, (SD 2)
H.B. No. 986, HD 1, (SD 1)
H.B. No. 988, HD 2, (SD 2)
H.B. No. 1059, HD 2, (SD 2)
H.B. No. 1068, HD 1, (SD 2)
H.B. No. 1071, HD 1, (SD 2)
H.B. No. 1103, HD 1, (SD 1)
H.B. No. 1119, HD 1, (SD 1)
H.B. No. 1130, HD 1, (SD 1)
H.B. No. 1132, HD 1, (SD 1)
H.B. No. 1136, HD 2, (SD 1)
H.B. No. 1137, HD 1, (SD 2)
H.B. No. 1147, HD 2, (SD 2)
H.B. No. 1149, HD 3, (SD 2)

H.B. No. 1150, HD 1, (SD 2)
H.B. No. 1163, (SD 1)
H.B. No. 1164, (SD 1)
H.B. No. 1166, (SD 1)
H.B. No. 1202, HD 1, (SD 1)
H.B. No. 1203, HD 1, (SD 1)
H.B. No. 1207, HD 1, (SD 1)
H.B. No. 1209, HD 1, (SD 2)
H.B. No. 1227, HD 1, (SD 2)
H.B. No. 1263, HD 2, (SD 2)
H.B. No. 1264, HD 2, (SD 2)
H.B. No. 1268, HD 1, (SD 1)
H.B. No. 1279, HD 1, (SD 2)
H.B. No. 1287, HD 1, (SD 1)
H.B. No. 1298, HD 1, (SD 2)
H.B. No. 1328, HD 1, (SD 1)
H.B. No. 1330, HD 1, (SD 1)
H.B. No. 1374, HD 1, (SD 1)
H.B. No. 1381, HD 2, (SD 2)
H.B. No. 1388, HD 1, (SD 1)
H.B. No. 1392, HD 1, (SD 1)
H.B. No. 1396, HD 1, (SD 2)
H.B. No. 1405, HD 2, (SD 2)
H.B. No. 1412, (SD 2)
H.B. No. 1419, HD 2, (SD 1)
H.B. No. 1424, (SD 2)
H.B. No. 1430, HD 2, (SD 2)
H.B. No. 1481, HD 2, (SD 2)
H.B. No. 1483, HD 2, (SD 2)

H.B. No. 252, HD 2, (SD 2)
H.B. No. 269, HD 1, (SD 2)
H.B. No. 399, HD 1, (SD 2)
H.B. No. 1187, (SD 2)

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Awana and carried: (Representatives Har and Oshiro were excused.)

H.B. No. 1133, (SD 2)

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that per Committee Referral Sheet 51, House Resolution Number 86, HD 1 and its companion, House Concurrent Resolution Number 115, HD 1, have been re-referred solely to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts. The Committee on Finance waived its referral to these measures and therefore it is appropriate for the House to consider action for adoption."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on H.R. No. 86, HD 1; and H.C.R. No. 115, HD 1. (Representatives Har and Oshiro were excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report Nos. 1327 and 1328, recommending referral to the Committee on Finance. (Representatives Har and Oshiro were excused.)

UNFINISHED BUSINESS

H.R. No. 86, HD 1; and H.C.R. No. 115, HD 1:

Representative Saiki moved that H.R. No. 86, HD 1; and H.C.R. No. 115, HD 1 be adopted, seconded by Representative Awana.

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm a veteran in one of these conflicts," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in support of both measures, stating:

"I would like to also make a few comments in favor of these resolutions. We are a state that is very proud of the contributions of our citizens in defending this nation, its freedom that started with the 442nd Regimental Combat Team during World War II. Since then, Mr. Speaker, we have been a state that has been supporting the freedom of this country, and we continue to be very proud of that. This memorial will support what this state is proud of and stands for. Thank you, Mr. Speaker."

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I want to have a ruling on a conflict of interest. My son-in-law is a veteran and he fought in Desert Storm and the Iraqi War. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I am a veteran of one of these wars, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"I am in support of these resolutions and would like to reference my remarks submitted previously on April 2, 2013. Thank you."

Representative Awana rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I was involved in one of these campaigns as well. Thank you," and the Chair ruled, "no conflict."

Representative McDermott rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I hate to take the Member's time, but I was a veteran of Desert Storm a hundred pounds ago, so there could be a conflict there. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.R. No. 86, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was adopted, with Representatives Har and Oshiro being excused; and

H.C.R. No. 115, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE

VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," was adopted, with Representatives Har and Oshiro being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Har and Oshiro were excused.)

UNFINISHED BUSINESS

S.B. No. 858, SD 1, HD 3:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 858, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Oshiro being excused.

S.B. No. 516, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 516, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Oshiro being excused.

At 12:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 858, SD 1, HD 3
S.B. No. 516, SD 1, HD 1

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1623) recommending that H.C.R. No. 212 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 212, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION TO ESTABLISH A HYDROGEN FUELING STATION DEMONSTRATION PROJECT," was adopted, with Representatives Har and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1624) recommending that H.C.R. No. 130 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE CONSTRUCTION OF A WAR IN THE PACIFIC MEMORIAL AT THE PEARL HARBOR VISITOR CENTER," was adopted, with Representatives Har and Oshiro being excused.

Representatives Yamane and Tsuji, for the Committee on Transportation and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1625) recommending that H.C.R. No. 204, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 204, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A WORKING GROUP TO STUDY, CONSIDER, AND RECOMMEND WAYS TO REDUCE THE TRANSPORT TIME AND COST OF SHIPPING GOODS TO OAHU FROM MOLOKAI, LANAI, AND HANA, MAUI," was adopted, with Representatives Har and Oshiro being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1626) recommending that H.C.R. No. 206, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 206, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE TO CONVENE AN AGRICULTURAL TOURISM TASK FORCE," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1627) recommending that H.R. No. 175 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 175, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1628) recommending that H.C.R. No. 221 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ISSUE CERTIFICATES OF BIRTH, MARRIAGE, DIVORCE, OR DEATH CONTAINING NAMES IN THE HAWAIIAN LANGUAGE AS ACCURATELY AND TIMELY AS CERTIFICATES CONTAINING NAMES THAT ARE NOT IN THE HAWAIIAN LANGUAGE," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1629) recommending that H.R. No. 130 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1630) recommending that H.C.R. No. 162 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE A REPORT TO THE LEGISLATURE REGARDING THE STATUS OF THE KA MAKANA ALII PROJECT AND ACT 187, SESSION LAWS OF HAWAII 2010," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1631) recommending that H.R. No. 71, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 71, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1632) recommending that H.C.R. No. 89, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 89, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," was adopted, with Representatives Har and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1633) recommending that H.C.R. No. 173 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO EXPAND COMMUNITY DRUG TREATMENT AND MENTAL HEALTH PROGRAMS FOR NONVIOLENT OFFENDERS AND MOVE LOW-RISK OFFENDERS INTO COMMUNITY PROGRAMS THAT DIRECTLY ADDRESS THEIR PATHWAYS TO INCARCERATION," was adopted, with Representatives Har and Oshiro being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1634), recommending that H.R. No. 180 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 180, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," was referred to the Committee on Finance, with Representatives Har and Oshiro being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1635), recommending that H.R. No. 112 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 112, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE WITHIN THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO EXAMINE THE POTENTIAL BENEFITS OF CREATING TWENTY-FOUR HOUR MARKETPLACES ACROSS THE STATE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Oshiro being excused.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I understand today is the fellowship luncheon, open to all faiths, all ideologies, all opinions, all attitudes. The only one condition is BYOL. Bring Your Own Lunch. Room 423. Thank you."

Representative Cabanilla: "Thank you, Mr. Speaker. Just to remind the members of the Filipino Caucus, we have a picture taking tomorrow here at our Chamber at 11:30. Filipino attire is encouraged. Thank you."

Vice Speaker Mizuno: "If there are no further announcements, the Chair would like to remind Committee Chairs that today is the first crossover filing deadline for House Concurrent Resolutions. Please file your Committee Reports and drafts with the Chief Clerk's office by 6:00 p.m. this evening."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.C.R. Nos.	Referred to:
6	Committee on Health, then to the Committee on Consumer Protection & Commerce
28, SD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
47, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
62, SD1	Committee on Health
84, SD1	Committee on Consumer Protection & Commerce
87, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
91, SD1	Committee on Health, then to the Committee on Finance
97	Committee on Education, then to the Committee on Finance
100	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
108	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
125, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
152, SD1	Committee on Health, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
166	Committee on Judiciary
189, SD1	Committee on Transportation, then to the Committee on Energy & Environmental Protection

ADJOURNMENT

At 12:50 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, April 12, 2013. (Representatives Har and Oshiro were excused.)

SUPPLEMENTAL CALENDAR #1

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 597 through 600) were received by the Clerk:

Sen. Com. No. 597, transmitting H.B. No. 252, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," which passed Third Reading in the Senate on April 11, 2013.

Sen. Com. No. 598, transmitting H.B. No. 269, HD 1, SD 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE," which passed Third Reading in the Senate on April 11, 2013.

Sen. Com. No. 599, transmitting H.B. No. 399, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 11, 2013.

Sen. Com. No. 600, transmitting H.B. No. 1187, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," which passed Third Reading in the Senate on April 11, 2013.

HOUSE COMMUNICATIONS

House Communication dated April 11, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1, HD 2, SD 2
H.B. No. 2, SD 1
H.B. No. 17, HD 1, SD 2
H.B. No. 21, HD 2, SD 2
H.B. No. 25, HD 2, SD 2
H.B. No. 32, SD 1
H.B. No. 51, SD 1
H.B. No. 62, HD 2, SD 2
H.B. No. 65, HD 2, SD 2
H.B. No. 70, HD 2, SD 2
H.B. No. 87, SD 2
H.B. No. 90, HD 2, SD 2
H.B. No. 109, HD 3, SD 2
H.B. No. 114, HD 3, SD 2
H.B. No. 115, HD 3, SD 2
H.B. No. 120, HD 2, SD 2
H.B. No. 144, HD 2, SD 2
H.B. No. 152, HD 1, SD 2
H.B. No. 197, HD 2, SD 2
H.B. No. 218, HD 1, SD 2
H.B. No. 222, HD 2, SD 2
H.B. No. 235, HD 1, SD 1
H.B. No. 252, HD 2, SD 2
H.B. No. 266, HD 1, SD 2
H.B. No. 269, HD 1, SD 2
H.B. No. 321, HD 1, SD 2
H.B. No. 353, HD 1, SD 2
H.B. No. 358, HD 1, SD 1
H.B. No. 378, HD 1, SD 2
H.B. No. 385, HD 2, SD 1
H.B. No. 395, HD 2, SD 2
H.B. No. 398, HD 1, SD 2
H.B. No. 399, HD 1, SD 2
H.B. No. 414, HD 2, SD 1
H.B. No. 417, HD 2, SD 1
H.B. No. 423, SD 1
H.B. No. 450, HD 1, SD 2
H.B. No. 471, HD 1, SD 1
H.B. No. 473, HD 1, SD 2
H.B. No. 487, HD 2, SD 2
H.B. No. 514, HD 2, SD 1
H.B. No. 518, HD 2, SD 2
H.B. No. 529, HD 1, SD 2
H.B. No. 536, HD 1, SD 2
H.B. No. 546, HD 2, SD 2
H.B. No. 560, HD 1, SD 1
H.B. No. 587, HD 1, SD 1
H.B. No. 619, HD 1, SD 1
H.B. No. 622, HD 1, SD 1
H.B. No. 632, HD 2, SD 2
H.B. No. 634, HD 1, SD 2
H.B. No. 635, HD 2, SD 1
H.B. No. 652, SD 2
H.B. No. 656, HD 2, SD 2
H.B. No. 668, HD 2, SD 2
H.B. No. 672, HD 2, SD 2
H.B. No. 673, HD 2, SD 2
H.B. No. 680, HD 2, SD 1
H.B. No. 694, HD 1, SD 1
H.B. No. 697, SD 1
H.B. No. 726, HD 1, SD 2
H.B. No. 747, HD 1, SD 1
H.B. No. 749, HD 2, SD 2
H.B. No. 762, HD 2, SD 1
H.B. No. 763, HD 1, SD 1
H.B. No. 775, HD 2, SD 2
H.B. No. 785, HD 1, SD 1
H.B. No. 791, HD 1, SD 1
H.B. No. 799, HD 3, SD 2
H.B. No. 800, HD 1, SD 2
H.B. No. 805, HD 1, SD 2
H.B. No. 808, HD 1, SD 1
H.B. No. 816, SD 1
H.B. No. 820, SD 1
H.B. No. 822, SD 1
H.B. No. 833, HD 1, SD 1
H.B. No. 841, HD 1, SD 1
H.B. No. 847, HD 2, SD 1
H.B. No. 858, HD 1, SD 1
H.B. No. 877, HD 1, SD 1
H.B. No. 888, HD 2, SD 1
H.B. No. 899, HD 2, SD 2
H.B. No. 908, HD 2, SD 1
H.B. No. 909, HD 2, SD 2
H.B. No. 914, HD 1, SD 2
H.B. No. 918, HD 1, SD 1
H.B. No. 924, HD 1, SD 2
H.B. No. 928, HD 1, SD 1
H.B. No. 951, HD 1, SD 2
H.B. No. 977, HD 2, SD 2
H.B. No. 980, HD 2, SD 2
H.B. No. 986, HD 1, SD 1
H.B. No. 988, HD 2, SD 2
H.B. No. 1059, HD 2, SD 2
H.B. No. 1068, HD 1, SD 2
H.B. No. 1071, HD 1, SD 2
H.B. No. 1103, HD 1, SD 1
H.B. No. 1119, HD 1, SD 1
H.B. No. 1130, HD 1, SD 1
H.B. No. 1132, HD 1, SD 1
H.B. No. 1136, HD 2, SD 1
H.B. No. 1137, HD 1, SD 2
H.B. No. 1147, HD 2, SD 2
H.B. No. 1149, HD 3, SD 2
H.B. No. 1150, HD 1, SD 2
H.B. No. 1163, SD 1
H.B. No. 1164, SD 1
H.B. No. 1166, SD 1
H.B. No. 1187, SD 2
H.B. No. 1202, HD 1, SD 1
H.B. No. 1203, HD 1, SD 1

H.B. No. 1207, HD 1, SD 1
H.B. No. 1209, HD 1, SD 2
H.B. No. 1227, HD 1, SD 2
H.B. No. 1263, HD 2, SD 2
H.B. No. 1264, HD 2, SD 2
H.B. No. 1268, HD 1, SD 1
H.B. No. 1279, HD 1, SD 2
H.B. No. 1287, HD 1, SD 1
H.B. No. 1298, HD 1, SD 2
H.B. No. 1328, HD 1, SD 1
H.B. No. 1330, HD 1, SD 1
H.B. No. 1374, HD 1, SD 1
H.B. No. 1381, HD 2, SD 2
H.B. No. 1388, HD 1, SD 1
H.B. No. 1392, HD 1, SD 1
H.B. No. 1396, HD 1, SD 2
H.B. No. 1405, HD 2, SD 2
H.B. No. 1412, SD 2
H.B. No. 1419, HD 2, SD 1
H.B. No. 1424, SD 2
H.B. No. 1430, HD 2, SD 2
H.B. No. 1481, HD 2, SD 2
H.B. No. 1483, HD 2, SD 2

House Communication dated April 11, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate to the following House Bill:

H.B. No. 1133, SD 2

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"April 11, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bill, a copy of which is attached hereto:

H.B. No. 269, H.D. 1, S.D. 2
"PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO RESIDENCY REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE."

Respectfully,
/s/ Carol Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

FORTY-EIGHTH DAY

Friday, April 12, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 12:08 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Hakim Ouansafi of the Muslim Associatoin of Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Har, McDermott and Oshiro, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Seventh Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 601 through 608) were received and announced by the Clerk:

Sen. Com. No. 601, transmitting H.C.R. No. 3, SD 2, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL UNIFORM CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 602, transmitting S.C.R. No. 16, SD 2, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII HEALTH CARE PROJECT AND THE HAWAII HEALTH INFORMATION EXCHANGE TO IMPLEMENT AN EFFICIENT AND EFFECTIVE, INTEGRATED, TECHNOLOGY-BASED HEALTHCARE INFORMATION SYSTEM," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 603, transmitting S.C.R. No. 94, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE PROFESSIONAL AND VOCATIONAL LICENSING DIVISION'S FORTY-EIGHT LICENSING AREAS AND RECOMMEND WHETHER ANY OF THE LICENSING BOARDS, COMMISSIONS, OR PROGRAMS OR THEIR ADMINISTRATIVE FUNCTIONS COULD BE STREAMLINED OR CONSOLIDATED," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 604, transmitting S.C.R. No. 136, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE MAYOR AND COUNCIL OF THE CITY AND COUNTY OF HONOLULU TO HONOR "GENERAL" JOHN H. ROGERS, JR., FOR DEDICATED SERVICE TO OUR COUNTRY," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 605, transmitting S.C.R. No. 157, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES SENATE TO RATIFY THE UNITED NATIONS CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 606, transmitting S.C.R. No. 164, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A WORKING GROUP TO DEVELOP A CONSERVATION ACTION PLAN TO EXPLORE AND IDENTIFY CONSERVATION ALTERNATIVES FOR THE UNDEVELOPED PORTIONS OF THE TURTLE BAY HOTEL AND RESORT PROPERTY AND SURROUNDING LANDS WITH CONSERVATION OR HISTORIC VALUE," which was adopted by the Senate on April 11, 2013.

Sen. Com. No. 607, dated April 11, 2013, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 3, SD 1, HD 2
S.B. No. 4, HD 2
S.B. No. 5, SD 1, HD 1
S.B. No. 8, SD 1, HD 2
S.B. No. 9, SD 1, HD 2
S.B. No. 15, SD 2, HD 2
S.B. No. 19, SD 1, HD 2
S.B. No. 23, SD 1, HD 1
S.B. No. 44, SD 1, HD 1
S.B. No. 46, SD 2, HD 3
S.B. No. 48, HD 1
S.B. No. 49, SD 2, HD 2
S.B. No. 61, SD 1, HD 1
S.B. No. 66, SD 1, HD 2
S.B. No. 68, SD 1, HD 1
S.B. No. 82, SD 1, HD 2
S.B. No. 84, HD 2
S.B. No. 88, SD 1, HD 2
S.B. No. 94, HD 2
S.B. No. 98, SD 1, HD 1
S.B. No. 102, SD 2, HD 1
S.B. No. 105, SD 2, HD 1
S.B. No. 106, SD 1, HD 1
S.B. No. 199, SD 2, HD 1
S.B. No. 237, SD 2, HD 1
S.B. No. 239, SD 1, HD 2
S.B. No. 244, SD 2, HD 1
S.B. No. 310, SD 2, HD 2
S.B. No. 319, HD 1
S.B. No. 328, SD 1, HD 2
S.B. No. 332, SD 1, HD 2
S.B. No. 345, SD 1, HD 1
S.B. No. 381, SD 2, HD 2
S.B. No. 391, SD 2, HD 1
S.B. No. 400, SD 1, HD 1
S.B. No. 403, SD 2, HD 2
S.B. No. 407, SD 1, HD 2
S.B. No. 458, SD 1, HD 1
S.B. No. 470, SD 1, HD 2
S.B. No. 482, SD 1, HD 1
S.B. No. 498, SD 2, HD 1
S.B. No. 506, SD 2, HD 2
S.B. No. 507, SD 1, HD 1
S.B. No. 512, SD 1, HD 2
S.B. No. 524, SD 1, HD 1
S.B. No. 529, SD 1, HD 1
S.B. No. 532, SD 1, HD 1
S.B. No. 535, SD 1, HD 2
S.B. No. 548, SD 1, HD 2
S.B. No. 563, SD 3, HD 2
S.B. No. 586, SD 1, HD 2
S.B. No. 606, SD 2, HD 2
S.B. No. 614, SD 1, HD 2
S.B. No. 623, SD 2, HD 3
S.B. No. 635, SD 1, HD 3
S.B. No. 642, HD 2
S.B. No. 655, SD 2, HD 2
S.B. No. 665, SD 1, HD 2
S.B. No. 666, SD 2, HD 2
S.B. No. 668, SD 2, HD 1
S.B. No. 682, SD 2, HD 1
S.B. No. 697, HD 1
S.B. No. 753, SD 2, HD 1
S.B. No. 757, SD 2, HD 2
S.B. No. 803, SD 2, HD 1
S.B. No. 815, SD 2, HD 2
S.B. No. 856, HD 1

S.B. No. 867, SD 2, HD 1
S.B. No. 873, SD 2, HD 1
S.B. No. 877, SD 1, HD 2
S.B. No. 879, SD 1, HD 2
S.B. No. 883, SD 2, HD 2
S.B. No. 888, HD 1
S.B. No. 890, SD 1, HD 1
S.B. No. 895, SD 1, HD 1
S.B. No. 896, SD 1, HD 1
S.B. No. 897, SD 1, HD 1
S.B. No. 898, SD 1, HD 1
S.B. No. 899, SD 1, HD 1
S.B. No. 901, SD 1, HD 1
S.B. No. 902, SD 1, HD 1
S.B. No. 903, HD 1
S.B. No. 904, SD 1, HD 1
S.B. No. 905, SD 1, HD 1
S.B. No. 906, SD 1, HD 1
S.B. No. 907, SD 1, HD 1
S.B. No. 908, SD 1, HD 1
S.B. No. 909, SD 1, HD 1
S.B. No. 910, SD 1, HD 1
S.B. No. 911, SD 1, HD 1
S.B. No. 930, SD 1, HD 2
S.B. No. 946, SD 1, HD 1
S.B. No. 948, SD 1, HD 1
S.B. No. 960, SD 1, HD 1
S.B. No. 965, SD 1, HD 2
S.B. No. 978, HD 1
S.B. No. 987, SD 1, HD 1
S.B. No. 997, SD 2, HD 2
S.B. No. 1003, SD 2, HD 1
S.B. No. 1010, SD 1, HD 2
S.B. No. 1016, SD 1, HD 2
S.B. No. 1020, SD 1, HD 1
S.B. No. 1025, HD 3
S.B. No. 1045, SD 1, HD 2
S.B. No. 1057, SD 2, HD 1
S.B. No. 1069, SD 2, HD 2
S.B. No. 1073, SD 2, HD 2
S.B. No. 1074, SD 2, HD 1
S.B. No. 1077, SD 2, HD 2
S.B. No. 1079, HD 1
S.B. No. 1082, SD 1, HD 2
S.B. No. 1083, HD 2
S.B. No. 1084, SD 1, HD 1
S.B. No. 1087, SD 2, HD 3
S.B. No. 1092, SD 1, HD 1
S.B. No. 1093, SD 2, HD 2
S.B. No. 1094, SD 1, HD 1
S.B. No. 1095, SD 2, HD 2
S.B. No. 1101, SD 2, HD 1
S.B. No. 1106, SD 2, HD 2
S.B. No. 1124, SD 1, HD 1
S.B. No. 1141, SD 2, HD 2
S.B. No. 1161, SD 1, HD 2
S.B. No. 1171, SD 1, HD 2
S.B. No. 1176, SD 1, HD 2
S.B. No. 1177, HD 1
S.B. No. 1180, HD 1
S.B. No. 1183, SD 2, HD 1
S.B. No. 1188, SD 1, HD 1
S.B. No. 1191, SD 1, HD 1
S.B. No. 1193, SD 1, HD 1
S.B. No. 1194, SD 2, HD 1
S.B. No. 1196, SD 1, HD 1
S.B. No. 1197, SD 1, HD 1
S.B. No. 1206, SD 1, HD 1
S.B. No. 1207, HD 2
S.B. No. 1209, SD 1, HD 1
S.B. No. 1214, SD 1, HD 2
S.B. No. 1221, SD 2, HD 2
S.B. No. 1235, SD 2, HD 1
S.B. No. 1254, SD 1, HD 1
S.B. No. 1256, SD 1, HD 2
S.B. No. 1261, SD 2, HD 1
S.B. No. 1265, SD 1, HD 1
S.B. No. 1289, SD 2, HD 1
S.B. No. 1293, SD 1, HD 1
S.B. No. 1298, HD 1
S.B. No. 1336, SD 2, HD 1
S.B. No. 1339, SD 1, HD 1
S.B. No. 1357, SD 2, HD 1
S.B. No. 1360, SD 1, HD 1
S.B. No. 1388, SD 2, HD 2

Sen. Com. No. 608, dated April 11, 2013, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 30, SD 1, HD 1
S.B. No. 54, SD 1, HD 1
S.B. No. 69, SD 2, HD 1
S.B. No. 71, SD 2, HD 1
S.B. No. 305, SD 1, HD 1
S.B. No. 326, SD 1, HD 1
S.B. No. 331, SD 2, HD 1
S.B. No. 343, SD 2, HD 1
S.B. No. 406, SD 2, HD 1
S.B. No. 454, SD 1, HD 1
S.B. No. 502, SD 1, HD 1
S.B. No. 505, SD 2, HD 1
S.B. No. 515, SD 2, HD 1
S.B. No. 551, SD 2, HD 1
S.B. No. 573, SD 2, HD 1
S.B. No. 593, SD 2, HD 1
S.B. No. 680, SD 1, HD 1
S.B. No. 693, SD 2, HD 1
S.B. No. 722, SD 2, HD 1
S.B. No. 750, SD 2, HD 1
S.B. No. 827, SD 1, HD 1
S.B. No. 885, SD 2, HD 1
S.B. No. 933, SD 1, HD 1
S.B. No. 993, SD 2, HD 1
S.B. No. 995, HD 1
S.B. No. 1042, SD 2, HD 1
S.B. No. 1066, HD 1
S.B. No. 1067, SD 2, HD 1
S.B. No. 1068, SD 2, HD 1
S.B. No. 1070, SD 2, HD 1
S.B. No. 1071, SD 2, HD 1
S.B. No. 1100, SD 1, HD 1
S.B. No. 1118, SD 1, HD 1
S.B. No. 1133, SD 2, HD 2
S.B. No. 1138, HD 1
S.B. No. 1258, SD 1, HD 1
S.B. No. 1280, SD 2, HD 1
S.B. No. 1340, SD 2, HD 2
S.B. No. 1349, SD 2, HD 1
S.B. No. 1361, SD 2, HD 1

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Fale introduced students from the Kahuku High School AP Government class, We the People: the Citizen and the Constitution statewide champions, and Green Club members; and their teacher and coach, Ms. Uila Vendiola.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1636) recommending that H.R. No. 88, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1637) recommending that H.C.R. No. 117, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 88, HD 1; and H.C.R. No. 117, HD 1 be adopted, seconded by Representative Awana.

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I rise in support with some reservations. Not reservations in disagreement, but the accuracy of some of the statements that are made, Mr. Speaker. With the United Nations, I spent over two months in the Federated States of Micronesia doing economic development. These resos are very accurate when basically they said we have neglected economic development.

"Essentially 70% of their economy is either welfare payments, transfer payments, or government jobs and subsidies. They have basically no private sector. That was part of why the UN was sending me there, but it was also the reason why, and I think these resos do not mention, that we should have USAID, our foreign aid office, helping to develop their economy.

"The other part of it is that it fails to mention the $20 billion or so, the settlements that were given to the nations for their compact of free association. Even though they have given up some of their military lands, we are now responsible for their military wellbeing. I'm not sure that that comes as clear as it is.

"It also suggests that Micronesians cannot freely travel, work or become active US citizens without any visas or other things. In effect they can come and go wherever they want to go and do whatever they want to do. I know Hawaii tried to restrict some of their access to medical services, but that was thrown out by the courts.

"So Mr. Speaker, the notion that Micronesians have not been given their due, in a way is very true given what we did with military and other nuclear experiments. But by and large, Micronesians have in-roads in various parts of the nation, including this place, and they're upright standing members of our community. This one wanting to make them alien residents, I'm not sure I've ever heard of the term. A 'qualified alien.' I'm not sure if that's consensus within the Micronesian community.

"So, Mr. Speaker, for the sake of accuracy and what otherwise is not mentioned here, that the State of Hawaii, for food, shelter, medical and other things, spends over $100 million per year on the Micronesians. And the reimbursement of the impact aid from the federal government is $30 million divided by Guam, California and Hawaii. So we get back maybe $1 out of $10 for what we spend. So I think we're being a good neighbor, and I think the Micronesians look at Hawaii as kind of like a big brother, and I'm not sure how the Micronesians may look at this even though it looks to be a beneficial one. It should be a bit more accurate to go the distance. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 88, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 117, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1638) recommending that H.R. No. 22, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 22, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1639) recommending that H.C.R. No. 8, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 8, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF STATE, THE DEPARTMENT OF HOMELAND SECURITY, AND THE UNITED STATES ATTORNEY GENERAL TO EASE VISA RESTRICTIONS FOR THE PEOPLE'S REPUBLIC OF CHINA," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1640) recommending that H.C.R. No. 36, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 36, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY AND THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CREATE A REDEVELOPMENT MASTER PLAN AND MORE HOUSING UNITS FOR KUKUI GARDENS AND MAYOR WRIGHT HOMES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1641) recommending that H.R. No. 30 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 30, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1642) recommending that H.C.R. No. 48 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO

MEN'S VOLLEYBALL TEAM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1643) recommending that H.C.R. No. 23, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 23, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR IMPROVING OBESITY PREVENTION-RELATED SERVICES AND COUNSELING IN ACCORDANCE WITH THE IMPLEMENTATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

At 12:26 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:26 o'clock p.m.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1644) recommending that H.R. No. 39 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 39, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1645) recommending that H.C.R. No. 54 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO ELIMINATE DIESEL CREMATORS IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1646) recommending that H.R. No. 62 be adopted; and

(Stand. Com. Rep. No. 1647) recommending that H.C.R. No. 81 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 62; and H.C.R. No. 81 be adopted, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm a Tri-Care beneficiary. Thank you," and the Chair ruled, "no conflict."

Representative Takai continued in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"I am in support of these resolutions and would like to reference my remarks submitted previously on April 2, 2013. Thank you."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm also a beneficiary of the Tri-Care system," and the Chair ruled, "no conflict."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Same conflict. I'm a beneficiary of Tri-Care. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 62, entitled: "HOUSE RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1648) recommending that H.R. No. 93, HD 1 be adopted; and

(Stand. Com. Rep. No. 1649) recommending that H.C.R. No. 122, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 93, HD 1; and H.C.R. No. 122, HD 1 be adopted, seconded by Representative Awana.

Representative McKelvey rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Ward rose to speak in opposition to both measures, stating:

"Mr. Speaker, in opposition and a couple of comments. Mr. Speaker, this suggests that there be a study to look at proposing a tax on nonessential food items. If anybody wants to look at a shopping list of ways that we, the Legislature, can increase tax, all they have to do is go to the Tax Review Commission, which paid $100,000 to get a shopping list of about 15 ways that we can increase revenue. So why would we want to have these resos after we've got multiple, anyway you can think of raising taxes, they already gave us. So I think this is not necessary."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 93, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was adopted, with Representatives Cullen, McKelvey and Ward voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 122, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF IMPOSING A SALES TAX ON NON-ESSENTIAL FOOD ITEMS," was adopted, with Representatives Cullen, McKelvey and Ward voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1650) recommending that H.R. No. 172, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 172, HD 1, entitled: "HOUSE RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1651) recommending that H.C.R. No. 216, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 216, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1652) recommending that H.R. No. 85 be adopted; and

(Stand. Com. Rep. No. 1653) recommending that H.C.R. No. 114 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 85; and H.C.R. No. 114 be adopted, seconded by Representative Awana.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 85, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1654) recommending that H.R. No. 89, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 89, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PREPARE A PROGRESS REPORT ON DETAILING EFFORTS TO IMPROVE AND RE-ENGINEER PROCESSING FOR ADULT PROTECTIVE SERVICES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1655) recommending that H.C.R. No. 118, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 118, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PREPARE A PROGRESS REPORT ON DETAILING EFFORTS TO IMPROVE AND RE-ENGINEER PROCESSING FOR ADULT PROTECTIVE SERVICES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1656) recommending that H.C.R. No. 184 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF THE DEPARTMENT OF HUMAN SERVICES MED-QUEST DIVISION, WITH EMPHASIS ON THE MEDICAID PROGRAM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1657) recommending that H.R. No. 102 be adopted; and

(Stand. Com. Rep. No. 1658) recommending that H.C.R. No. 132 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 102; and H.C.R. No. 132 be adopted, seconded by Representative Awana.

Representative Say rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in support of HSCRs 1657 and 1658, HR 102 and HCR 132, RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK".

"Fishing and seafood are an integral part of the host (Hawaiian) culture, as well as the culture of many immigrants from the Pacific Rim countries. Many of us in this very Chamber were taught at a very young age how to catch fish and crab, and how to pick *limu* and what variety of *limu* to pick. We were even taught how to clean and prepare the seafood. More importantly, we were taught how to care for the ocean environment. This festival is not only for those individuals wanting to learn how to fish, but also those wanting to learn more about our ocean environment and where the seafood on our dinner table comes from.

"Mr. Speaker, eight years ago Mr. Neil Kanemoto, President of Pacific Islands Fisheries Group, Mr. Roy Morioka, Mr. Tony Costa, Mr. Bruce Takenaka, auctioneer at Otani fish auction, and many others put forth the

idea of a fishing and seafood exposition to educate Hawaii's residents about Hawaii's fishing industry and ocean resources. This year's 'Hawaii Fishing and Seafood Week' from October 6 through 13, culminating with the Festival on October 13 at Pier 38, is a testament to their hard work.

"Mr. Speaker, the 'Hawaii Fishing and Seafood Week' festival is not solely for locals and fishermen; over the years, attendees have included new residents to Hawaii as well as visitors to the islands who want to learn more about Hawaii's ocean resources. Besides learning fishing techniques (how to tie a hook onto the line, how to cast your line out and the use of various types of bait), you also learn about ocean resources and conservation, such as taking only what you can eat, marine invasive species, etc. Activities during the festival include visiting the auction block where commercial fishermen take their different varieties of daily catch for sale. Patrons will learn about various conservation efforts, such as the tagging program that identifies various varieties of fish. Personnel from the DLNR's Division of Conservation and Resources Enforcement are also in attendance to inform the public of Hawaii's fishing regulations, both marine and freshwater. There are also numerous children's activities that center on fishing and ocean resources. For my colleagues who have not attended this festival in the past, I highly recommend that you do so this year.

"Mr. Speaker, for these reasons, I am in strong support of HSCRs 1657 and 1658, HR 102 and HCR 132, and ask my colleagues to support these measures."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 102, entitled: "HOUSE RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1659) recommending that H.R. No. 14, HD 1 be adopted; and

(Stand. Com. Rep. No. 1660) recommending that H.C.R. No. 30, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 14, HD 1; and H.C.R. No. 30, HD 1 be adopted, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, I rise in strong support of these measures. I just would like to say that the State of Hawaii has produced a lot of boxing champions in our state and I think this is a statement that we should have that pride that the previous winners have given to us. Thank you."

Representative McKelvey rose to speak in support of both measures, stating:

"In strong support, Mr. Speaker. I would just like the words of the pervious speaker entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of both measures and asked that the remarks of Representative Cabanilla be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 14, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 30, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1661) recommending that H.C.R. No. 92, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPAND THE MANDARIN CHINESE LANGUAGE CURRICULUM IN PUBLIC HIGH SCHOOLS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1662) recommending that H.R. No. 90 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON EARLY LEARNING, IN CONSULTATION WITH THE DEPARTMENT OF BUDGET AND FINANCE, TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1663) recommending that H.C.R. No. 119 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON EARLY LEARNING, IN CONSULTATION WITH THE DEPARTMENT OF BUDGET AND FINANCE, TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1664) recommending that H.R. No. 127 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 127, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FAIRNESS OF HAWAII TAXATION LAW WITH REGARD TO ITEMIZED DEDUCTIONS, ESPECIALLY IN LIGHT OF THE RECENT ENACTMENT OF THE AMERICAN TAXPAYER RELIEF ACT OF 2012," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1665) recommending that H.C.R. No. 158 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A

STUDY OF THE FAIRNESS OF HAWAII TAXATION LAW WITH REGARD TO ITEMIZED DEDUCTIONS, ESPECIALLY IN LIGHT OF THE RECENT ENACTMENT OF THE AMERICAN TAXPAYER RELIEF ACT OF 2012," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1666) recommending that H.R. No. 137 be adopted; and

(Stand. Com. Rep. No. 1667) recommending that H.C.R. No. 169 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 137; and H.C.R. No. 169 be adopted, seconded by Representative Awana.

Representative Rhoads rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, thank you. In support with reservations. My reservations don't have to do with the need for toilets in the areas described, rather that the toilets being suggested are temporary. I hope that the city and county and the service organizations could put into effect a situation where the restroom facilities are permanent. While I think that there are more restrooms available than is commonly known, we certainly could use more restroom facilities. But the idea of putting portable ones around the area doesn't appeal to me or many of my constituents and permanent ones would be more beneficial. So, with reservations. *Mahalo*."

Representative Cabanilla rose to speak in support of both measures, stating:

"In strong support, Mr. Speaker. I echo the concern of the previous speaker. However, we should start with something that we could deliver and probably as we move forward the comments that were made will become reality. Thank you, Mr. Speaker."

Representative Brower rose to speak in support of both measures, stating:

"Mr. Speaker, in support. Every year we seem to pass a bill to not allow people to urinate in public downtown. Now it's time we put our money where our mouth is and provide restrooms."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 137, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND HOMELESS SERVICE ORGANIZATIONS TO PROVIDE AND MAINTAIN PORTABLE TOILETS IN THE DOWNTOWN HONOLULU AREA, INCLUDING KAKAAKO AND CHINATOWN," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 169, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU AND HOMELESS SERVICE ORGANIZATIONS TO PROVIDE AND MAINTAIN PORTABLE TOILETS IN THE DOWNTOWN HONOLULU AREA, INCLUDING KAKAAKO AND CHINATOWN," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1668) recommending that H.R. No. 170 be adopted; and

(Stand. Com. Rep. No. 1669) recommending that H.C.R. No. 214 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 170; and H.C.R. No. 214 be adopted, seconded by Representative Awana.

Representative McKelvey rose to speak in support of both measures, stating:

"Just in strong support, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 170, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE CREATION OF A CROWDFUNDING PROGRAM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 214, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE CREATION OF A CROWDFUNDING PROGRAM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1670) recommending that H.R. No. 100, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 100, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1671) recommending that H.C.R. No. 129, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 129, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1672) recommending that H.C.R. No. 102 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT DIFFERENTIATED WATER TOLL RATES AND CHARGES FOR THE HAMAKUA DISTRICT IRRIGATION SYSTEM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1673) recommending that H.R. No. 110, HD 1 be adopted; and

(Stand. Com. Rep. No. 1674) recommending that H.C.R. No. 140, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 110, HD 1; and H.C.R. No. 140, HD 1 be adopted, seconded by Representative Awana.

Representative Awana rose to speak in support of both measures, stating:

"Mr. Speaker, in strong support and request to enter written comments. Thank you."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in strong support. Food sustainability and food security continues to be a challenge for our island state. The high and rising cost of feed and the high cost of fertilizers attribute to our farmers' hardships. These resolutions which support the concept of natural farming methods address these adversities. Local food can be grown using natural fertilizers found in the surrounding area. This food in return can be grown to feed livestock. Plants have been found to grow faster, healthier, with less water usage. Livestock who eat these plants grown through natural farming methods mature at a faster rate, are less aggressive, and are healthier. Overall, less cost, higher yield and a better product.

"By helping our farming community, we help the people of this state. For these reasons I rise in strong support of natural farming methods. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 110, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 140, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A PROGRAM TO AWARD GRANTS TO FARMERS WHO IMPLEMENT NATURAL FARMING," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1675) recommending that H.R. No. 149 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.R. No. 149 be adopted, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support with written comments. Thank you."

Representative Say's written remarks are as follows:

"Mr. Speaker, rise in strong support of HSCR No. 1675, HR No. 149, REQUESTING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION REQUIRING THE DEPARTMENT OF AGRICULTURE AND FOOD AND DRUG ADMINISTRATION TO COME UP WITH A NATIONWIDE SYSTEM FOR MONITORING, LABELING AND ENFORCING THE LABELING OF ALL WHOLE AND PROCESSED GENETICALLY ENGINEERED FOODS.

"Across the country, various states are considering food labeling requirements for genetically modified organics (GMOs). A referendum on labeling died in California during the 2012 election cycle. This year in Hawaii, a bill labeling GMO food in Hawaii failed in the State Senate.

"We, the public believe that transparency and accuracy regarding the genetic and nutritional composition of food is a right that should be protected by law on the national level. It would be logical on the consumer world, if there was a national mandate for GMO labeling rather than each of the 50 states having their own individual mandate.

"That is why I support HSCR No. 1675, H.R. No. 149. 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.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION REQUIRING THE DEPARTMENT OF AGRICULTURE AND FOOD AND DRUG ADMINISTRATION TO COME UP WITH A NATION-WIDE SYSTEM FOR MONITORING, LABELING, AND ENFORCING THE LABELING OF ALL WHOLE AND PROCESSED GENETICALLY ENGINEERED FOODS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1676) recommending that H.R. No. 26 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1677) recommending that H.C.R. No. 44 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1678) recommending that H.C.R. No. 226 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 226 be adopted, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Once more, Mr. Speaker. In strong support and wanting to incorporate the commercial study that was done by the former Governor John Waihee that designated Kau, South Point, as the commercial site for this particular idea and project. Thank you."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in support of HSCR No. 1678, HCR No. 226, EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII.

"The purpose of this measure is to support efforts to secure federal funding for a feasibility study for the establishment of a commercial space launch and control facility in Hawaii.

"This is not a new issue in the Legislature. Former Governor George Ariyoshi, former Governor John Waihee and other individuals in the space exploration arena have supported the space port concept in Hawaii.

"For reference, there should be a study that was done by the Waihee administration that highlighted the Big Island as a site to consider. Any new economic opportunities outside of tourism and defense spending would really help to diversify Hawaii's economy.

"So that is why I support HSCR No. 1678, HCR No. 226. 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.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1679) recommending that H.C.R. No. 25 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 25 be adopted, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, 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."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," was adopted, with Representative Jordan voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1680) recommending that H.C.R. No. 104 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1681) recommending that H.R. No. 109 be adopted; and

(Stand. Com. Rep. No. 1682) recommending that H.C.R. No. 139 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 109; and H.C.R. No. 139 be adopted, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 109, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 139, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A COASTAL MEMORIALS TASK FORCE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1683) recommending that H.C.R. No. 181, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 181, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A REPORT TO THE LEGISLATURE ON CURRENT AND POTENTIAL REVENUE GENERATING ACTIVITIES ON STATE-OWNED LAND AT SAND ISLAND," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1684) recommending that H.R. No. 72, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1685) recommending that H.C.R. No. 90, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 72, HD 1; and H.C.R. No. 90, HD 1 be adopted, seconded by Representative Awana.

Representative Say rose to speak in support of both measures, stating:

"In strong support with written comments for both resolutions. Thank you very much."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in strong support to H.R. 72, HD 1 and H.C.R. 90, HD 1, URGING THE VARIOUS BRANCHES OF THE UNITED STATES ARMED SERVICES IN THE STATE OF HAWAII, IN COOPERATION WITH THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII, TO ESTABLISH A WORKING GROUP TO ASSESS THE FEASIBILITY OF A CONSOLIDATED MILITARY TRANSITION, IMMERSION, AND EDUCATION CENTER.

"The potential services and benefits to military families the working group could uncover, in response to HR 72, HD 1 and HCR 72, HD 1, would benefit both the State of Hawaii and the federal government through potential cost savings and a refined, improved quality care system.

"HR 72, HD 1 and HCR 90, HD 1 reflect the first steps that need to be taken in regards to a military family support center that was outlined in H.B. 580, a bill which died earlier this session. In taking these progressive and innovative steps, the State of Hawaii is in line with President Obama's recent proposed defense budget. According to an April 10, 2013 press release by Air Force News (AFNS) on the FY 14 Defense Budget Proposal, 'The budget continues the department's commitment to good stewardship of taxpayer dollars by seeking further consolidation of defense infrastructure and instituting a study of possible efficiencies in military treatment facilities…' Additional pieces of the FY 14 Defense Budget Proposal stated further investment in critical programs, such as transition assistance and quality care for the All-Volunteer Force service members and their families.

"The 2013 legislative bill and the House Concurrent Resolution and House Resolution were developed and drafted by Ms. Dina Poma-Barnes,

legislative intern for the East-West Center and a Marine reservist. Her husband is stationed at Kaneohe Bay Marine Corps Base.

"Both HR 72, HD 1 and HCR 90, HD 1 are in the spirit of supporting national budget objectives and being one of the first of the 50 states to take innovative ideas and acting on them in support of our state's military members and their families. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 72, HD 1, entitled: "HOUSE RESOLUTION URGING THE VARIOUS BRANCHES OF THE UNITED STATES ARMED SERVICES IN THE STATE OF HAWAII, IN COOPERATION WITH THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII, TO ESTABLISH A WORKING GROUP TO ASSESS THE FEASIBILITY OF A CONSOLIDATED MILITARY TRANSITION, IMMERSION, AND EDUCATION CENTER," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 90, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE VARIOUS BRANCHES OF THE UNITED STATES ARMED SERVICES IN THE STATE OF HAWAII, IN COOPERATION WITH THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII, TO ESTABLISH A WORKING GROUP TO ASSESS THE FEASIBILITY OF A CONSOLIDATED MILITARY TRANSITION, IMMERSION, AND EDUCATION CENTER," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1686) recommending that H.R. No. 53 be adopted; and

(Stand. Com. Rep. No. 1687) recommending that H.C.R. No. 69 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 53; and H.C.R. No. 69 be adopted, seconded by Representative Awana.

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, with reservations. 152 years ago the Civil War began, and this is defying a federal order as I read the resolution, so I think I should be with reservations."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 53, entitled: "HOUSE RESOLUTION EXPRESSING COMMITMENT TO THE CONSTITUTION OF THE UNITED STATES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING COMMITMENT TO THE CONSTITUTION OF THE UNITED STATES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1688) recommending that H.C.R. No. 22, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 22, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A TASK FORCE TO DEVELOP LEGISLATIVE RECOMMENDATIONS THAT INCLUDE HEALTH AS A PRIORITY IN LAND USE PLANNING AND TRANSPORTATION DECISIONS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1689) recommending that H.C.R. No. 217 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 217 be adopted, seconded by Representative Awana.

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I remember hearing that if we were to pass civil unions here in the State Legislature, Mr. Speaker, that we would see a huge economic impact with much more money being generated. I would like to see results of some of the statements that were made in regards to the results that would happen from the passage of that measure, Mr. Speaker. I think there's still a little more homework to be done, and with that I'll conclude my comments in written form, Mr. Speaker."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with opposition regarding HCR 217. The title of this resolution is: REQUESTING THE CONVENING OF A TASK FORCE TO STUDY THE SOCIAL, ECONOMIC, AND RELIGIOUS IMPACTS OF ENACTING MARRIAGE EQUALITY IN HAWAII.

"Mr. Speaker, it is important to note that there are no indigenous or cultural members assigned to the task force in this resolution.

"This resolution directs the task force to, 'Determine whether civil unions are sufficient to provide the rights, benefits, and dignity necessary to ensure strong, healthy families in Hawaii.' As such, I do not believe sufficient time has passed in order to adequately address this question. At this point in time, civil unions have only been formally recognized by the State of Hawaii for about one year.

"While a study such as this may have some merit, I feel that it is premature at this time. For these reasons Mr. Speaker, I rise with opposition to HCR 217."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee as adopted and H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY THE SOCIAL, ECONOMIC, AND RELIGIOUS IMPACTS OF ENACTING MARRIAGE EQUALITY IN HAWAII," was adopted, with Representatives Fale, Fukumoto and Johanson voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1690) recommending that H.R. No. 81, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1691) recommending that H.C.R. No. 106, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 81, HD 1; and H.C.R. No. 106, HD 1 be adopted, seconded by Representative Awana.

Representative Rhoads rose to speak in support of both measures, stating:

"Mr. Speaker, in support. Just briefly, outside of political circles it's not particularly well known that the citizens of our nation's capitol, the District of Columbia, do not have full voting rights. They do get to vote for President, they do get to vote for a nonvoting member, a delegate to the US House of Representatives, but they have no representation whatsoever in the US Senate. We're talking about 600,000 people that don't have the right to vote but they have all the other responsibilities of citizenship, including paying taxes and serving the military and on grand juries.

"It's ironic that one of the few places in the country where the citizens do not have the right to vote is our nation's capitol. It also is troubling considering the civil rights record with regards to African Americans in this country, that more than half the population of the District of Columbia are of African American descent. It's long past time that we give the citizens of our nation's capitol the full right to vote and also look at the status of those in other territories that do not have the same citizenship rights, as in Guam, American Samoa, Puerto Rico, all have unusual statuses as well. Thank you very much."

Representative Fale rose in opposition to both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with opposition regarding HR 81 and HCR 106. The title of these resolutions is: URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA.

"Mr. Speaker, Washington D.C. was created as the seat of the federal government and was named after the first president of the United States. The founding fathers recognized that Washington D.C. had a unique role to play in the function of our federal government. Therefore, the founders intentionally created a federal district that would not be a state, in order to create a clear distinction between state and federal governments.

"This resolution calls for full voting rights to be extended to the citizens of Washington D.C. Constitutionally, for full voting rights to be in effect for Washington D.C., this may mean that it would have to become a state. The founders never intended that any state in the union would be both a state and the seat of the federal government.

"For these reasons, Mr. Speaker, I rise in opposition to HR 81 and HCR 106."

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, please note my strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 81, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," was adopted, with Representative Fale voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 106, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," was adopted, with Representative Fale voting no, and with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1692) recommending that H.R. No. 178, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 178, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO EXAMINE AND RE-EVALUATE ITS POLICIES REGARDING REFUGEE AND ASYLEE PROTECTIONS, INCLUDING THE PRINCIPLE OF NON-REFOULEMENT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1693) recommending that H.C.R. No. 224, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 224, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO EXAMINE AND RE-EVALUATE ITS POLICIES REGARDING REFUGEE AND ASYLEE PROTECTIONS, INCLUDING THE PRINCIPLE OF NON-REFOULEMENT," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented two reports:

(Stand. Com. Rep. No. 1694) recommending that H.R. No. 55, HD 1 be adopted; and

(Stand. Com. Rep. No. 1695) recommending that H.C.R. No. 71, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 55, HD 1; and H.C.R. No. 71, HD 1 be adopted, seconded by Representative Awana.

Representative Say rose to speak in support of both measures, stating:

"Mr. Speaker, I've been standing up on a lot of resolutions today, right? So at this point, I'm in strong support of these two resolutions on behalf of our Filipino Caucus, the brothers and sisters. Thank you."

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, on behalf of the Filipino Caucus and Speaker Emeritus Say, I just would like to express my strong support on these measures and also to state that we should not just do it for the Philippines but all the countries in the world. Because through education and through partnership, we can make this world a better place to live. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 55, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 71, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT A STUDENT EXCHANGE PROGRAM FOR STUDENTS IN HAWAII PUBLIC SCHOOLS AND STUDENTS IN PROVINCES IN THE REPUBLIC OF THE PHILIPPINES WITH WHICH THE STATE HAS STATE-PROVINCE RELATIONSHIPS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1696) recommending that H.C.R. No. 98, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 98, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR ONGOING EFFORTS TO PLAN AND DEVELOP A SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH (STEM) RESEARCH AND EDUCATION CENTER IN KAKAʻAKO MAKAI," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1697) recommending that H.R. No. 156 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 156, entitled: "HOUSE RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1698) recommending that H.C.R. No. 195 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Transportation, presented two reports:

(Stand. Com. Rep. No. 1699) recommending that H.R. No. 114, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1700) recommending that H.C.R. No. 143, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 114, HD 1; and H.C.R. No. 143, HD 1 be adopted, seconded by Representative Awana.

Representative Say rose to speak in support of both measures, stating:

"Mr. Speaker, once more in strong support of these two resolutions in tying to address the problem of our development of our harbors in the State of Hawaii. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 114, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO EXEMPT CERTAIN CORAL SPECIES IN ALL COMMERCIAL HARBORS IN THE STATE OF HAWAII FROM RECLASSIFICATION UNDER A PROPOSED FEDERAL RULE CHANGE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused; and

H.C.R. No. 143, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO EXEMPT CERTAIN CORAL SPECIES IN ALL COMMERCIAL HARBORS IN THE STATE OF HAWAII FROM RECLASSIFICATION UNDER A PROPOSED FEDERAL RULE CHANGE," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1701) recommending that H.C.R. No. 47 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1702) recommending that H.R. No. 60 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 60, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1703) recommending that H.C.R. No. 76 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1704) recommending that H.C.R. No. 99, HD 1 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 99, HD 1 be adopted, seconded by Representative Awana.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HCR 99. The title of this measure is: REQUESTING THE CONVENING OF A LEGISLATIVE TASK FORCE ON ENERGY SECURITY.

"Mr. Speaker, this resolution is being discussed in light of the recent announcement of Tesoro to sell its petroleum refinery on the Island of Oahu. As cited in HCR 99, 'Executive Order 13-01, Governor Neil Abercrombie established the Hawaii Refinery Task Force.' In other words, a task force already exists to study and make recommendations regarding the closure of the Tesoro refinery.

"Jeffrey T. Ono, Executive Director, Division of Consumer Advocacy, Department of Commerce and Consumer Affairs, made the following observation in his testimony, 'Rather than creating a new task force, the Consumer Advocate recommends that the issues identified in the proposed

H.D. 1 be assigned to the existing task force.' In other words, why create a second task force to fulfill essentially the same function?

"Finally, leadership needs to take a more proactive approach to energy security. This resolution is essentially a reactive approach. As policy makers we should be enacting legislation that is proactive so that companies like Tesoro are not driven out of the marketplace, leaving the citizens of Hawaii less energy secure.

"Mr. Speaker, for these reasons I rise with reservations regarding HCR 99."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 99, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A LEGISLATIVE TASK FORCE ON ENERGY SECURITY," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1705) recommending that H.R. No. 129, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 129, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE AUDITOR TO CONVENE A WORKING GROUP TO DETERMINE THE SCOPE AND SPECIFIC DUTIES OF THE HEALTH EDUCATOR PROFESSION," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1706) recommending that H.C.R. No. 161, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 161, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONVENE A WORKING GROUP TO DETERMINE THE SCOPE AND SPECIFIC DUTIES OF THE HEALTH EDUCATOR PROFESSION," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representatives Lee and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1707) recommending that H.R. No. 150, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.R. No. 150, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ENGAGE AND WORK WITH LANAI, MOLOKAI, AND THE OTHER NEIGHBOR ISLAND COMMUNITIES WHEN FORMULATING ENERGY POLICY AND IDENTIFYING ENERGY PROJECTS FOR THE STATE OF HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representatives Lee and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1708) recommending that H.C.R. No. 189, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and H.C.R. No. 189, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ENGAGE AND WORK WITH LANAI, MOLOKAI, AND THE OTHER NEIGHBOR ISLAND COMMUNITIES WHEN FORMULATING ENERGY POLICY AND IDENTIFYING ENERGY PROJECTS FOR THE STATE OF HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1709) recommending that H.R. No. 162, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 162, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1710) recommending that H.C.R. No. 201, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 201, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1711) recommending that H.R. No. 160, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 160, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1712) recommending that H.C.R. No. 199, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 199, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1713) recommending that H.R. No. 115, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 115, HD 1, entitled: "HOUSE RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1714) recommending that H.C.R. No. 146, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.C.R. No. 146, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," was adopted, with Representatives Har, McDermott, Oshiro and Tokioka being excused.

ANNOUNCEMENTS

Representative Awana: "Thank you, Mr. Speaker. Today is the 18th Annual Legislative Massage Awareness Day to recognize both the Hawaii Chapter of the American Massage Therapy Association and the Massage Therapist Association of Hawaii.

"The stress of conference is looming right around the corner, and it would be highly recommended for those hearing this announcement to stop by and visit either the second or fourth floors here at our State Capitol, that have already commenced massages starting at 12:00 noon and it will continue until 4:00 p.m., to get a well deserved massage and at the same time support our Hawaii Food Bank. So there is no cost, however donations are being accepted. This worthy event is being sponsored by both Senate Health Chair, Josh Green, and House Vice Speaker, John Mizuno. Thank you, Mr. Speaker."

Representative Takai: "Thank you, Mr. Speaker. The entire month of April is the Month of the Military Child. Today is actually the Day of the Military Child, so I wanted to thank all of our colleagues who are in purple because as I mentioned before, purple is the color that brings together all of the branches of the military. So those of you interested, after session we will be right by the US flag and we'll take a picture. Thank you, Mr. Speaker."

Representative Cabanilla: "Mr. Speaker, on the notion of picture taking, for those who were stragglers and couldn't make it to the Filipino Caucus picture taking, there is another chance after session, Mr. Speaker. Thank you."

ADJOURNMENT

At 12:53 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, April 15, 2013. (Representatives Har, McDermott, Oshiro and Tokioka were excused.)

OTHER COMMUNICATIONS

"**The Senate**
STATE CAPITOL
HONOLULU, HAWAII 96813

April 12, 2013

MEMORANDUM

TO: All Senators
All Representatives

FROM: Donna Mercado Kim /s/, Senate President
Joseph M. Souki /s/, Speaker of the House

RE: Waiver of Disagree Deadline

This memo is to inform you that we have agreed to waive the deadline to disagree to changes made to a bill by a non-originating chamber, which in accordance to the 2013 Joint Legislative Timetable was Thursday, April 11, 2013. This waiver will apply to one bill only, S.B. No. 858, S.D. 1, H.D. 3, which has not been acted upon by the Senate since its return from the House on April 11, 2013.

C: Senate Chief Clerk
House Chief Clerk"

FORTY-NINTH DAY

Monday, April 15, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:42 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Dr. James Marocco of King's Cathedral Maui, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Fale, Hashem, Ito, McKelvey, Oshiro and Takai, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Eighth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 609 through 690) were received and announced by the Clerk:

Sen. Com. No. 609, transmitting S.C.R. No. 10, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO MATCH STATE FUNDS TO SUPPORT PUBLIC WORKS OF ART HONORING THE LATE SENATOR DANIEL K. INOUYE AND THE LATE REPRESENTATIVE PATSY T. MINK," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 610, transmitting S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 643 PAPAHEHI PLACE, HONOLULU, HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 611, transmitting S.C.R. No. 12, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-011 KUAHELANI AVENUE, NO. 111, MILILANI, HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 612, transmitting S.C.R. No. 15, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FORMATION OF A WORK GROUP TO DEVELOP NUTRITION GUIDELINES FOR GOVERNMENT AGENCIES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 613, transmitting S.C.R. No. 18, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FORMATION OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR IMPROVING THE PROVISION OF OBESITY PREVENTION-RELATED SERVICES AND COUNSELING IN ACCORDANCE WITH THE IMPLEMENTATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 614, transmitting S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 615, transmitting S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE AND SALE OF PROPERTY," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 616, transmitting S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAALAEA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 617, transmitting S.C.R. No. 23, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 618, transmitting S.C.R. No. 26, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO CONTINUE AND EXPAND ITS STRUCTURED COMMUNITY PLACEMENT PROGRAMS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 619, transmitting S.C.R. No. 27, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 620, transmitting S.C.R. No. 29, SD 2, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO CONVENE A WORKING GROUP TO CHOOSE A LOCATION FOR, BUILD, AND OPERATE AN INFORMATIONAL KIOSK FOR THE PUBLIC IN THE HAWAII CAPITAL HISTORIC DISTRICT," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 621, transmitting S.C.R. No. 34, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STUDIES RELATING TO THE RESEARCH OF ISSUES ARISING FROM THE POTENTIAL IMPLEMENTATION OF A GENETICALLY MODIFIED ORGANISMS LABELING OR RIGHT-TO-KNOW REGIMEN," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 622, transmitting S.C.R. No. 37, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO CONSIDER WHETHER STRANDED COSTS ARE A SIGNIFICANT FACTOR IN THE ELECTRIC UTILITIES' FAILURE TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND ANY APPROPRIATE MEASURES THAT WOULD ENCOURAGE ELECTRIC UTILITIES TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND THE POTENTIAL IMPACT THIS WOULD HAVE ON RATEPAYERS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 623, transmitting S.C.R. No. 41, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 624, transmitting S.C.R. No. 49, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR

STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 625, transmitting S.C.R. No. 57, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR SURVIVORS OF TRAUMATIC BRAIN INJURIES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 626, transmitting S.C.R. No. 60, SD 2, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO INITIATE THE SPONSORSHIP PROCESS FOR THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT "STEP-UP" PROGRAM TO PROVIDE NEW EMPLOYMENT AND TRAINING PROGRAMS FOR PUBLIC HOUSING RESIDENTS AND OTHER LOW-INCOME PEOPLE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 627, transmitting S.C.R. No. 64, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO INVEST NON-GENERAL FUND HOLDINGS INTO LOCAL FINANCIAL INSTITUTIONS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 628, transmitting S.C.R. No. 65, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL IMPACTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 629, transmitting S.C.R. No. 66, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING TO CONVENE A WORKING GROUP COMPOSED OF VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSES TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 630, transmitting S.C.R. No. 67, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO SERIOUSLY CONSIDER THE ESTABLISHMENT AND IMPLEMENTATION OF A STAND-ALONE REENTRY CENTER IN HONOLULU FOR RECOVERING LOW-RISK CRIMINAL OFFENDERS, WHICH MAY INCLUDE RESIDENTIAL AND DAY-REPORTING PROGRAM OPTIONS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 631, transmitting S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI, FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND REVETMENT FOOTINGS OF A HISTORIC SWIMMING POOL," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 632, transmitting S.C.R. No. 71, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF NON-GOVERNMENTAL ENTITIES THAT HELP LOCAL AGRICULTURAL PRODUCERS MEET FEDERAL FOOD SAFETY AND FOOD SECURITY REQUIREMENTS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 633, transmitting S.C.R. No. 74, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE INVASIVE SPECIES COUNCIL TO DEVELOP AND IMPLEMENT A COMPREHENSIVE INTERAGENCY PLAN FOR THE CONTROL AND ERADICATION OF ALBIZIA THROUGHOUT THE STATE; STARTING WITH THE ISLAND OF HAWAII, AND TO PARTNER TO UTILIZE ALBIZIA TREES THAT ARE REMOVED AND URGING THE DEPARTMENT OF AGRICULTURE TO INVESTIGATE BIOCONTROL AGENTS FOR THE CONTROL OF ALBIZIA," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 634, transmitting S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO RESEARCH STATE MODELS AND BEST PRACTICES ON HOME SCHOOLED STUDENT PARTICIPATION IN PUBLIC SCHOOL EXTRACURRICULAR ACTIVITIES AND SPORTS AND EXPLORE IMPLEMENTATION OF SUCH A PROGRAM IN HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 635, transmitting S.C.R. No. 78, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO ADDRESS THE ISSUES AND CONCERNS RAISED BY THE SENATE SPECIAL COMMITTEE ON ACCOUNTABILITY RELATING TO THE UNIVERSITY OF HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 636, transmitting S.C.R. No. 80, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CIVIL DEFENSE TO CONDUCT A STUDY REGARDING WHAT ACTIONS SHOULD BE TAKEN WHEN PEOPLE REFUSE TO LEAVE THEIR HOMES OR CLOSE THEIR BUSINESSES LOCATED IN EVACUATION ZONES DURING NATURAL DISASTERS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 637, transmitting S.C.R. No. 83, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 638, transmitting S.C.R. No. 86, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HEALTH CARE PROVIDERS IN HAWAII THAT PERFORM ORGAN TRANSPLANTATION TO CONSIDER PLACING HIV-POSITIVE PATIENTS WHO NEED AN ORGAN TRANSPLANT ON AN ORGAN TRANSPLANT WAITLIST," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 639, transmitting S.C.R. No. 92, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMPTROLLER TO ESTABLISH A TASK FORCE TO STUDY THE STATE PROCUREMENT CODE AND IDENTIFY AMENDMENTS THAT WOULD INCREASE ECONOMY, EFFICIENCY, EFFECTIVENESS, AND IMPARTIALITY IN THE PROCUREMENT OF PUBLIC WORKS CONSTRUCTION PROJECTS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 640, transmitting S.C.R. No. 96, entitled: "SENATE CONCURRENT RESOLUTION COMMENDING THE JUMP START TASK FORCE ON THE CREATION OF THE JUMP START PROGRAM, ENCOURAGING EXPANSION OF THE PROGRAM TO SCHOOLS ON THE ISLANDS OF MAUI AND HAWAII, AND REQUESTING THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES TO CONTINUE THEIR SUPPORT OF THE PROGRAM," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 641, transmitting S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 642, transmitting S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53,

HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 643, transmitting S.C.R. No. 102, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE KAPIOLANI PARK TRUST TO EVALUATE ITS GOVERNANCE STRUCTURE AND IDENTIFY THE PERMISSIBLE USES OF THE PARK LANDS, INCLUDING DELINEATING ANY LIMITATIONS ON COMMERCIAL OR OTHER INCONSISTENT USES THAT MAY FALL OUTSIDE THE SCOPE OF THE TRUST'S PURPOSE OR MAY CONSTITUTE WASTE OF THE TRUST PROPERTY," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 644, transmitting S.C.R. No. 103, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 645, transmitting S.C.R. No. 104, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO COLLABORATE TO FORM A PERMANENT PLAN TO PROTECT HUMPBACK WHALES FROM VESSEL STRIKES WITHIN THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY AND REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE A PLAN TO PROTECT HUMPBACK WHALES AND WHALE-VESSEL CONTACT INFORMATION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 646, transmitting S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 647, transmitting S.C.R. No. 106, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 648, transmitting S.C.R. No. 110, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS AND THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO GIVE PREFERENCE TO LOCAL CANDIDATES WHEN HIRING FOR EXECUTIVE PERSONNEL POSITIONS AT THE UNIVERSITY OF HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 649, transmitting S.C.R. No. 111, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 650, transmitting S.C.R. No. 115, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII PAROLING AUTHORITY TO THOROUGHLY CONSIDER GRANTING PAROLE TO CLASS A, CLASS B, AND CLASS C FELONS BEFORE THE EXPIRATION OF THEIR MAXIMUM TERMS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 651, transmitting S.C.R. No. 119, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE POTENTIAL REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 652, transmitting S.C.R. No. 120, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO EVALUATE THE IMPLEMENTATION OF A PLAN TO PROMOTE GREATER AWARENESS OF DYSLEXIA AND PROVIDE COMPREHENSIVE SUPPORT FOR STUDENTS WITH DYSLEXIA AND OTHER LITERACY CHALLENGES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 653, transmitting S.C.R. No. 121, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE AMENDMENTS TO THE AIRLINE DEREGULATION ACT TO EXEMPT HAWAII FROM THE UNITED STATES' PREEMPTION OF STATE ECONOMIC REGULATION OF INTERSTATE AIR TRANSPORTATION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 654, transmitting S.C.R. No. 122, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT A SCHEDULE OF REDUCED IRRIGATION WATER TOLL RATES AND CHARGES FOR THE ISLAND OF HAWAII AND HAMAKUA DISTRICT THAT DIFFERENTIATES AMONG DIFFERENT IRRIGATION SYSTEM AREAS AND AGRICULTURAL USERS TO PROMOTE THE DEVELOPMENT AND EXPANSION OF HAWAII-GROWN AGRICULTURAL COMMODITIES THROUGH INCREASED USE OF IRRIGATION WATER," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 655, transmitting S.C.R. No. 123, SD 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING CONCERN ABOUT THE USE OF HYDRAULIC FRACTURING IN HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 656, transmitting S.C.R. No. 124, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE JOHN A. BURNS SCHOOL OF MEDICINE TO CONDUCT A STUDY ON STATES WITH GOOD SAMARITAN LAWS AND THEIR IMPACT ON DECREASING DRUG OVERDOSE DEATHS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 657, transmitting S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 658, transmitting S.C.R. No. 129, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CREATE A WORKING GROUP TO STUDY INSURANCE RECOUPMENT," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 659, transmitting S.C.R. No. 132, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT HILO TO ESTABLISH A FORMAL ASSOCIATION WITH THE RISE 21ST CENTURY AFTER SCHOOL PROGRAM," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 660, transmitting S.C.R. No. 133, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CREATE A TASK FORCE FOR

RESPONSIBLE FISCAL ACTION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 661, transmitting S.C.R. No. 135, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 662, transmitting S.C.R. No. 137, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COORDINATOR ON HOMELESSNESS TO ASSEMBLE A WORKING GROUP TO IDENTIFY INNOVATIVE HOUSING SOLUTIONS FOR HOMELESS NATIVE HAWAIIAN FAMILIES; INVESTIGATE SUITABLE AND AVAILABLE FEDERAL, STATE, COUNTY, AND PRIVATE LAND FOR INNOVATIVE HOUSING PROJECTS; AND PREPARE A PLAN TO DEVELOP A DEMONSTRATION HOUSING PROJECT FOR HOMELESS NATIVE HAWAIIAN FAMILIES THAT CAN SERVE AS A MODEL STATEWIDE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 663, transmitting S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 664, transmitting S.C.R. No. 143, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO PRODUCE A RECREATIONAL SAFETY VIDEO FOR VISITORS AND WORK WITH AIRLINE COMPANIES, HOTELS, AND OTHER COMPANIES IN THE VISITOR INDUSTRY TO PROMOTE THE SHOWING OF THE VIDEO," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 665, transmitting S.C.R. No. 147, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 666, transmitting S.C.R. No. 149, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII RESIDENTS AND BUSINESSES TO COMPLY WITH THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA AND NOT TO BUY OR SELL IVORY OF UNKNOWN ORIGIN THAT MAY HAVE BEEN ILLEGALLY SMUGGLED INTO THE STATE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 667, transmitting S.C.R. No. 151, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 668, transmitting S.C.R. No. 154, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR TOBACCO USE CESSATION TREATMENTS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 669, transmitting S.C.R. No. 155, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 670, transmitting S.C.R. No. 158, SD 2, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MANELE BAY, LANAI, FOR RENOVATION OF MANELE SMALL BOAT HARBOR," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 671, transmitting S.C.R. No. 159, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC TRANSMISSION OF INSURANCE NOTICES AND DOCUMENTS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 672, transmitting S.C.R. No. 160, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE OFFICE OF PLANNING TO ESTABLISH A WORKING GROUP TO DETERMINE POTENTIAL PARCELS OF LAND UNDER THE OWNERSHIP OF THE STATE OR THE CITY AND COUNTY OF HONOLULU WHERE JURISDICTION SHOULD BE EXCHANGED TO FACILITATE SPECIFIC MISSIONS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 673, transmitting S.C.R. No. 161, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO ESTABLISH AND IMPLEMENT A TOBACCO-FREE UNIVERSITY POLICY FOR ALL UNIVERSITY CAMPUSES AND FACILITIES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 674, transmitting S.C.R. No. 162, SD 2, entitled: "SENATE CONCURRENT RESOLUTION URGING CONTINENTAL PACIFIC, LLC, AND THE STATE HISTORIC PRESERVATION DIVISION TO, AMONG OTHER THINGS, PLACE AN IMMEDIATE STAY OF EVICTION TO ALLOW RESIDENTS OF KAHUKU VILLAGE TO REMAIN IN THEIR HOMES UNTIL AN ARCHAEOLOGICAL INVENTORY SURVEY CAN BE COMPLETED FOR THE ENTIRE PROJECT AND ENSURE THAT THE KAHUKU VILLAGE PROJECT ADHERES TO ALL REQUIREMENTS, INCLUDING REQUIREMENTS FOR THE TREATMENT OF BURIAL REMAINS AND FOR CONDOMINIUM PROPERTY REGIMES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 675, transmitting S.C.R. No. 168, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, IN CONSULTATION WITH THE DEPARTMENT OF THE ATTORNEY GENERAL, TO EXPLORE FEASIBLE OPTIONS RELATING TO LIABILITY FOR INJURY OR DAMAGE SUSTAINED WHILE MOUNTAIN CLIMBING, ROCK CLIMBING, RAPPELLING, AND BOULDERING ON PUBLIC LAND," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 676, transmitting S.C.R. No. 169, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK AND OBTAIN ADDITIONAL FEDERAL AID TO THE STATE OF HAWAIʻI FOR THE PROVISION OF EDUCATIONAL SERVICES TO MIGRANTS FROM THE COMPACT OF FREE ASSOCIATION NATIONS," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 677, transmitting S.C.R. No. 170, entitled: "SENATE CONCURRENT RESOLUTION DIRECTING THE DIRECTOR OF TAXATION TO REVIEW SECTION 237-25(C), HAWAII REVISED STATUTES, TO DETERMINE IF THERE IS A RATIONAL BASIS FOR THE APPARENT DISPARITY BETWEEN THE APPLICATION OF THAT PROVISION AND OTHER SECTIONS OF CHAPTER 237, HAWAII REVISED STATUTES," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 678, transmitting S.C.R. No. 172, SD 2, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE COUNTY OF HAWAII TO CONTINUE NEGOTIATIONS WITH THE PRIVATE LESSEE OF STATE LAND TO MUTUALLY CANCEL THE LEASE OR, ALTERNATIVELY, TO OBTAIN A PUBLIC EASEMENT IN FAVOR OF THE COUNTY TO ALLOW THE COUNTY TO PROCEED WITH ITS PLANS FOR THE WAIMEA TRAILS AND GREENWAYS TRAILHEAD AND COUNTY PARK," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 679, transmitting S.C.R. No. 173, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE STATE FOUNDATION ON CULTURE AND THE ARTS TO ASSIST THE FRIENDS OF LILIUOKALANI GARDENS IN ITS PREPARATIONS TO COMMEMORATE THE CENTENNIAL OF THE DEATH OF QUEEN LILIUOKALANI AND THE ESTABLISHMENT OF THE GARDEN SHE FOSTERED," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 680, transmitting S.C.R. No. 177, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE TO PURCHASE AGRICULTURAL LAND FROM DOLE FOOD COMPANY, INC," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 681, transmitting S.C.R. No. 182, SD 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE ENHANCED TRADE AND INVESTMENT OPPORTUNITIES AMONG MEMBER COUNTRIES OF THE TRANS-PACIFIC PARTNERSHIP AND ENCOURAGING SUPPORT FOR FINALIZATION OF THE PARTNERSHIP," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 682, transmitting S.C.R. No. 190, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 683, transmitting S.C.R. No. 191, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, IN CONSULTATION WITH THE STATE LIBRARIAN, TO EXPLORE THE FEASIBILITY OF ACTIVATING A STATEWIDE LIBRARY ADVISORY COMMISSION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 684, transmitting S.C.R. No. 194, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE STATE AND THE CITY AND COUNTY OF HONOLULU TO SERIOUSLY CONSIDER THE ESTABLISHMENT OF AN ACCESSIBLE PUBLIC PLAYGROUND THAT ALLOWS VISUALLY IMPAIRED CHILDREN TO FREELY EXPLORE THEIR ENVIRONMENT AND INTERACT WITH THEIR FAMILIES AND FRIENDS IN A SAFE, WELCOMING, AND DEVELOPMENTALLY ENRICHING ENVIRONMENT," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 685, transmitting S.C.R. No. 195, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING COMMERCIAL SPACE TRANSPORTATION AS A STRATEGIC AND TIMELY GROWTH INDUSTRY FOR HAWAII AND REQUESTING THE STATE ADMINISTRATION TO TAKE PROACTIVE, COORDINATED, AND SUSTAINED ACTION TO FULLY REALIZE THE SIGNIFICANT SCIENTIFIC, EDUCATIONAL, AND COMMERCIAL BENEFITS THAT SPACE LAUNCH OPERATIONS AND RELATED AEROSPACE ENTERPRISE CAN BRING TO HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 686, transmitting S.C.R. No. 198, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT HILO TO CONDUCT AN OUTREACH PROGRAM, PERFORM A NEEDS ASSESSMENT, AND ESTABLISH A HIGHER EDUCATION LEARNING CENTER IN THE DISTRICT OF PUNA ON THE ISLAND OF HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 687, transmitting S.C.R. No. 199, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO ESTABLISH A THREE-YEAR MORATORIUM ON ANY INCREASES OF RESIDENT TUITION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 688, transmitting S.C.R. No. 200, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT AND CONGRESS TO REACH AN AGREEMENT ON AN APPROPRIATIONS BILL TO ADDRESS THE CURRENT FISCAL CRISIS AND MITIGATE ITS NEGATIVE IMPACT ON THE MILITARY AND THE DEPARTMENT OF DEFENSE CIVILIAN POPULATION IN HAWAII AND ACROSS THE NATION," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 689, transmitting S.C.R. No. 201, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO NEGOTIATE IN GOOD FAITH TO LEASE THE MAUNA KEA STATE RECREATIONAL AREA AND THE HAPUNA BEACH PARK TO THE COUNTY OF HAWAII," which was adopted by the Senate on April 12, 2013.

Sen. Com. No. 690, dated April 12, 2013, informing the House that the Senate has on April 11, 2013, agreed to the amendments proposed by the House to the following Senate Bills and that said bills have this day passed Final Reading:

S.B. No. 194, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

S.B. No. 327, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE."

S.B. No. 442, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Kobayashi, on behalf of Representative Nishimoto and himself, introduced 5th grade students from Liholiho Elementary School; and teachers, Ms. Sharon Harauchi and Mr. Fred Maguenat.

Representative Ito introduced Mr. Jung-Tzer Lin, Minister without Portfolio, Executive Yuan, and Governor of Taiwan Province; Mr. V.C. Chu, Director General of the Taipei Economic and Cultural Office in Honolulu; Ms. Li-Ling Lin, Section Chief of Taiwan Provincial Government; Mr. I Feng Chiu, Governor Office Secretary of Taiwan Province; and Ms. Jessica Lee, Director of the Taipei Economic and Cultural Office.

Representative Awana introduced former Representative Bob Herkes.

Representative Ward also recognized and thanked the visitors from Taiwan.

Representative Awana introduced Mr. Teczan Inanlar, CEO, Pacifica Institute; Mr. Ali Altunkaya, Pacifica Institute Hawaii Region; Mr. Atilla Kahveci, Vice President, Pacifica Institute; Dr. Murat Yacintas, President, Istanbul Chamber of Commerce; Mr. Bahtiyar Erdogan, Vice President, California Turkish American Chamber of Commerce; and Mr. Eren M. Paykal, Istanbul Chamber of Commerce.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Final Reading by consent calendar. (Representatives Hashem, McKelvey, Oshiro and Takai were excused.)

FINAL READING

H.B. No. 1133, SD 2:

Representative Saiki moved that H.B. No. 1133, SD 2 pass Final Reading, seconded by Representative Awana.

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Thank you. The work of a previous legislature is being changed today. Today, I ask my colleagues to support the repeal of the Public Land Development Corporation. As Legislators, we shall make the tough decision to undo what those before us decided. I believe it is the right thing to do. We have properly vetted this issue in committee hearings and listened to the people of Hawaii.

"I want to recognize the hard work of those before us and their good intentions. The intent of the Public Land Development Corporation was to help generate funds for the Department of Land and Natural Resources in order to meet its mission of managing natural resources, including recreational opportunities on public lands. The legislature recognized that DLNR's portion of the general fund had been in decline since 2002 and any fees for services or fines for violations had not replaced the decline in General Funds. Sustainability had become the mantra and generating revenue from public lands became a means to an end.

"Act 55, 2011 gave power to the Public Land Development Corporation to negotiate leases of public lands by private entities. It also allowed the issuance of revenue bonds to help construct, acquire and renovate public facilities, and purchase non-public lands. These powers, along with authorization to bypass county zoning and permitting rules and to allow just about anything to be developed on public lands, would get results in the near future. Regarding oversight, the Board of Land and Natural Resources, appointed by the Governor, was responsible for approval of any public-private agreement and the state legislature could overturn planned projects on land sizes over 200 acres by a two-thirds vote of either the Senate or the House, or by a majority vote in both Chambers.

"We understand now the concerns raised by the counties and the public. Although the PLDC had to abide by state and federal environmental regulations, federal laws, and state historic preservation laws, Act 55 took away the authority of the counties to permit and regulate, stating the PLDC 'shall be exempt from all statutes, ordinances, charter provisions, and rules of any government agency relating to special improvement district assessments or requirements; land use, zoning, and construction standards for subdivisions, development, and improvement of land; and the construction, improvement, and sale of homes thereon.' In addition, the fear of lopsided power in the PLDC and indirectly with the Governor who appoints the board members was constantly raised by the public.

"I believe we have listened, and responsibly debated HB 1133. We heard from the people across the state and vote today on the repeal of the Public Land Development Corporation.

"In closing, I want to point out the work ahead of us. The decaying conditions of our public facilities and the missed recreational opportunities due to lack of funding still need to be addressed. Our natural resources deserve our attention. This vote today will not change my commitment to the ethical management of our natural resources. In fact, this vote today is a vote for ethical management of our natural resources. Thank you."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and just a few remarks to add to those of the previous speaker. I just want to also add that we shouldn't underestimate the value of trust in government. This repeal is a step towards restoring that trust. Distrust of government poses a fundamental threat to our ability as a Legislative Body to provide solutions to today's issues. Society is healthiest when its citizens have confidence that their leaders are acting in their interest, and this bill, this repeal, is a step in that direction. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, the mothership of the PLDC is dead, but the DNA of the ship lives on. Harbors, schools, and as we enter this gut-and-replace season between now and May 2nd, let us remain vigilant. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Before I begin, I'd like to take this opportunity to thank the Chairs of both bodies of the Legislature who heard these measures in their respective committees. During the hearings, the public spoke loud and clear. Necessary amendments were made to address an issue that concerned residents in relationship on how valuable our *'aina* is in the State of Hawaii.

"This is one of the most controversial measures that drove the community to come forward and share their *mana'o*. The hard work and commitment included late nights and a weekend hearing by our House Committees. A desire to provide the public a platform to voice their support or opposition was given.

"I can recall being here on Saturday morning and hearing from a resident who flew in from the neighbor island. One in particular was a gentleman from Hawaii Island and, as it was his first time giving testimony, he was quite nervous. Nonetheless it was also his first time being here at our State Capitol, however he felt compelled to come down as he wanted to share his deep concern about the PLDC and how he believed it needed to be repealed. This was not unlike hundreds who testified in opposition on that day. Residents from all islands gave testimony, and the people have spoken.

"So House Bill 1133, Senate Draft 2 speaks back and says to the people of Hawaii, you have been heard and we, your elected officials, will take action. For these reasons, Mr. Speaker, I rise in support and I'd like to also ask that the very insightful comments made by the Chair of Water & Land be entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm rising in strong support. Thank you, for the measure to repeal the PLDC. A number of us were caught short on this in 2011, and thought that this concept was a good idea, Mr. Speaker. Then as things moved forward we realized, wait a minute, what started out as a way to improve our boat harbors and help the Department of Land and Natural Resources morphed into a 'Grand Theft *'Aina*,' as it was so aptly stated by the Sierra Club. With the wonderful outpouring of testimony and comments and pleas from the public, today we are taking the right step.

"Mr. Speaker, I particularly would like to thank the Sierra Club Hawaii Chapter, Hawaii's Thousand Friends, and the thousands and thousands of people that cared enough about protecting Hawaii's public lands that they sent in emails, testimony, phone calls, all of the different ways of communicating with us to say that was not a good idea, repeal the PLDC. So today we are doing it in a bipartisan manner and it just shows that when we work together as colleagues, we can do very positive things. Thank you, Mr. Speaker."

Representative Saiki rose to speak in support of the measure, stating:

"I rise in support of this measure. I also would like to thank the Water & Land Chair for providing clarity and making it a priority to involve the public on an issue that became somewhat controversial over the past year.

"I want to make it clear that this vote to repeal the PLDC reaffirms the Legislature's commitment to preserve and protect Hawaii's natural resources. The principal challenge was that the PLDC laws circumvented longstanding protections that were designed to safeguard our environment and our resources. This was due to the fact that the PLDC was exempt from statutes, ordinances and regulations which protect agricultural, conservation and other public land. Such as HRS Chapter 205A, the Coastal Zone Management Act, which protects our shoreline and beaches. Chapter 183, which safeguards conservation land, county subdivision and building permit standards and the procurement code.

"I wanted to acknowledge that we know that government plays a pivotal role in facilitating economic development. But that entails responsible development. The PLDC failed because it went too far and was unbalanced. Thank you very much."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. I just wanted to echo the sentiments of all my colleagues and thank the Chairs involved in both Chambers. It's been a really long session revolving around this issue with lots of hearings, lots of hours put into it. Although when this law passed, it was a good idea a few years ago and it was a little broad, and I think it became clear from then until now that it might be best if we pressed the reset button and try again. That's what we're doing, so I'm really proud to be able to cast my vote today.

"There's one good thing that came about it is, it got the public really engaged in our civil process and it's not just certain people that usually come out. There were people from every island that came out to give testimony, every demographic, every age group really. So I'd like to also recognize all the constituents of mine who submitted hundreds of emails, and community leader Mahina Martin who came out and gave very compelling testimony in multiple hearings.

"I think it's a great step, as my colleague from Kona said, to restore public trust in our government, which is really crucial. So if one thing good came out of all this, it's getting the public involved and this is a true victory for them. *Mahalo*."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would like to thank the Speaker, Vice Speaker and Majority Leader in particular. *Mahalo*."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, with many measures, with many things in history, we shouldn't just ask what, but why things happen. Now this measure, the Public Land Development Corporation, is something that's very interesting and I've actually looked into the issue a lot because this was an attempt at an innovative way to raise money to address a number of the issues that not only my community faces, but the entire state as a whole faces, Mr. Speaker.

"So I hope this measure, the repeal of the PLDC, doesn't deter further innovative ways at looking to raise revenue to address a number of the issues that we have throughout here in the state, Mr. Speaker.

"But I think if we look at the underlying issues of why the PLDC was pushed forward in the first place, Mr. Speaker, we will understand that there are tens of thousands of people throughout the State of Hawaii that have been left behind in regards to economic and educational opportunity. We need to address these issues, Mr. Speaker, immediately, and also in a way that isn't as detrimental to the environment as the PLDC could have been.

"So I hope that the repeal of this measure doesn't wash over the need to address the underlying issues of why it came into existence. We have aging educational infrastructure, we have aging economic infrastructure, and those problems haven't gone away. So through the repeal of this, Mr. Speaker, I hope innovative measures and ideas continue to come forward in a way which we can help address the underlying cause, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1133, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Final Reading by a vote of 48 ayes, with Representatives McKelvey, Oshiro and Takai being excused.

At 12:08 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 1133, SD 2

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. I would ask if the House would take a moment of silence. We've had a big tragedy in Boston. Evidently there were two bombs that went off during the Boston Marathon and I believe that three people were killed, a number of others very seriously injured, and a then a third bomb I understand has gone off at the Boston Library, the John F. Kennedy Library. At the appropriate moment if we could take a moment of silence. Thank you."

Representative Ward: "Mr. Speaker, I feel compelled to go on record for these dastardly acts committed against the people of Boston, the Boston Marathon, the people of Massachusetts, this nation, and yes, Hawaii also, Mr. Speaker. Just recently we were targeted by a hostile nation, Guam and Hawaii are not being safe. Mr. Speaker, the national, international barbarian community is alive and well.

"So as we, as our colleague suggested, have a moment of silence, I would ask that we hearken back to 9/11, when we prayed and had sympathy for the loss of life, our loved ones, but we also remember when barriers went down, political differences disappeared, we all became united, we became Americans. We united and steeled our spirit, strengthened our backbone for what may linger ahead, what may be the battle ahead. Because we still are the land of the free and the home of the brave, Mr. Speaker. The barbarians will not win. Thank you."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Awana introduced Stacy and Naomi from Artspace.

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the victims of the Boston Marathon Bombing.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.C.R. Nos.	Referred to:
10, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
11	Committee on Housing, then to the Committee on Finance
12	Committee on Housing, then to the Committee on Finance
15, SD1	Committee on Health, then to the Committee on Finance
16, SD2	Committee on Health, then to the Committee on Finance
18, SD1	Committee on Health, then to the Committee on Finance

20	Committee on Water & Land, then to the Committee on Finance
21	Committee on Water & Land, then to the Committee on Finance
22	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
23, SD1	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
26	Committee on Public Safety
27	Committee on Education, then to the Committee on Finance
29, SD2	Committee on Tourism, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
34, SD2	Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance
37, SD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
41, SD1	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce
49	Committee on Education
57, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
60, SD2	Committee on Housing, then to the Committee on Finance
64, SD1	Committee on Finance
65, SD1	Committee on Health, then to the Committee on Legislative Management
66, SD2	Committee on Health, then to the Committee on Finance
67, SD1	Committee on Public Safety, then to the Committee on Finance
69	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
71, SD1	Jointly to the Committee on Agriculture and the Committee on Health, then to the Committee on Consumer Protection & Commerce
74, SD1	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Finance
76	Committee on Education, then to the Committee on Finance
78, SD2	Committee on Higher Education, then to the Committee on Legislative Management, then to the Committee on Finance
80	Committee on Public Safety, then to the Committee on Judiciary
83	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation
86	Committee on Health, then to the Committee on Consumer Protection & Commerce
92, SD2	Committee on Legislative Management, then to the Committee on Finance
94, SD1	Committee on Legislative Management, then to the Committee on Consumer Protection & Commerce
96	Committee on Education, then to the Committee on Finance
99	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
101	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
102, SD1	Committee on Water & Land, then to the Committee on Judiciary
103	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
104, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Energy & Environmental Protection
105	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
106	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
110, SD1	Committee on Higher Education, then to the Committee on Judiciary
111	Committee on Health, then to the Committee on Consumer Protection & Commerce
115	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
119, SD1	Committee on Higher Education, then to the Committee on Legislative Management
120, SD2	Jointly to the Committee on Education and the Committee on Higher Education
121	Committee on Transportation, then to the Committee on Finance
122, SD1	Committee on Agriculture, then to the Committee on Finance
123, SD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
124	Committee on Health, then to the Committee on Judiciary
126	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
129, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance

132, SD1	Jointly to the Committee on Higher Education and the Committee on Education
133	Committee on Finance
135	Committee on Judiciary
136, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
137, SD1	Committee on Housing, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
141	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
143, SD1	Jointly to the Committee on Tourism and the Committee on Transportation, then to the Committee on Finance
147, SD2	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education
149, SD1	Committee on Judiciary
151, SD1	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Consumer Protection & Commerce
154, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
155, SD1	Committee on Health, then to the Committee on Finance
157, SD1	Committee on Human Services, then to the Committee on Finance
158, SD2	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
159, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
160, SD1	Committee on Water & Land, then to the Committee on Education
161, SD1	Committee on Health, then to the Committee on Higher Education
162, SD2	Committee on Water & Land, then to the Committee on Judiciary
163	Committee on Water & Land, then to the Committee on Finance
164	Committee on Water & Land, then to the Committee on Finance
168, SD1	Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
169	Committee on Education, then to the Committee on Finance
170	Committee on Finance
172, SD2	Committee on Water & Land, then to the Committee on Judiciary
173, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land
177	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance
182, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Economic Development & Business
185, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
190	Committee on Education, then to the Committee on Finance
191	Committee on Education, then to the Committee on Finance
193, SD1	Jointly to the Committee on Public Safety and the Committee on Health, then to the Committee on Finance
194, SD1	Committee on Human Services, then to the Committee on Education
195	Committee on Economic Development & Business, then to the Committee on Finance
198	Committee on Higher Education, then to the Committee on Finance
199, SD1	Committee on Higher Education, then to the Committee on Finance
200	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
201, SD1	Committee on Water & Land, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.B. Nos.	**Re-referred to:**
1, HD2, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
65, HD2, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
252, HD2, SD2	Committee on Energy & Environmental Protection, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
321, HD1, SD2	Committee on Judiciary, then to the Committee on Finance
399, HD1, SD2	Committee on Education, then to the Committee on Health, then to the Committee on Labor & Public Employment
423, SD1	Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

652, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce
672, HD2, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
763, HD1, SD1	Committee on Water & Land, then to the Committee on Finance
841, HD1, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
858, HD1, SD1	Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
980, HD2, SD2	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
1071, HD1, SD2	Committee on Higher Education, then to the Committee on Finance
1130, HD1, SD1	Committee on Health, then to the Committee on Finance
1137, HD1, SD2	Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance
1150, HD1, SD2	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
1187, SD2	Committee on Human Services, then to the Committee on Judiciary

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, April 16, 2013. (Representatives McKelvey, Oshiro and Takai were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 15, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 1, HD 2, SD 2	Belatti/McKelvey/Cullen, Co-Chrs.; Morikawa, Takayama, Fukumoto
H.B. No. 2, SD 1	Belatti/Carroll/Morikawa, Co-Chrs.; Takayama, Fukumoto
H.B. No. 21, HD 2, SD 2	McKelvey/Rhoads, Co-Chrs.; Yamane, Thielen
H.B. No. 25, HD 2, SD 2	McKelvey/Rhoads, Co-Chrs.; Cullen, McDermott
H.B. No. 31, HD 1, SD 1	Rhoads, Chr.; Belatti, Brower, McDermott
H.B. No. 32, SD 1	Rhoads, Chr.; Tsuji, Thielen
H.B. No. 51, SD 1	Luke, Chr.; Nishimoto, Johanson
H.B. No. 62, HD 2, SD 2	Belatti/McKelvey, Co-Chrs.; Evans, Morikawa, Fukumoto
H.B. No. 65, HD 2, SD 2	Belatti/McKelvey/Rhoads, Co-Chrs.; Evans, Fukumoto
H.B. No. 70, HD 2, SD 2	Tsuji/Luke, Co-Chrs.; Choy, Fale
H.B. No. 90, HD 2, SD 2	Yamane/Rhoads, Co-Chrs.; Ichiyama, Cheape
H.B. No. 109, HD 3, SD 2	Hanohano/Rhoads/Cullen, Co-Chrs.; Lee, Fale
H.B. No. 114, HD 3, SD 2	Choy/Luke, Co-Chrs.; Nakashima, Fale
H.B. No. 115, HD 3, SD 2	Choy/Nishimoto, Co-Chrs.; Ichiyama, Fale
H.B. No. 120, HD 2, SD 2	Belatti/Carroll/McKelvey/Morikawa, Co-Chrs.; Jordan, Fukumoto
H.B. No. 144, HD 2, SD 2	Nakashima/McKelvey/Hashem, Co-Chrs.; Yamane, Johanson
H.B. No. 152, HD 1, SD 2	Nakashima/Hashem, Co-Chrs.; Takumi, Johanson
H.B. No. 197, HD 2, SD 2	Rhoads/Luke, Co-Chrs.; Nishimoto, Johanson
H.B. No. 218, HD 1, SD 2	Hanohano/Aquino/Cullen, Co-Chrs.; Ing, Fale
H.B. No. 222, HD 2, SD 2	Hanohano/Luke, Co-Chrs.; Nishimoto, Johanson
H.B. No. 224, HD 3, SD 2	Takumi/Hanohano/Ing, Co-Chrs.; Ohno, Fale
H.B. No. 235, HD 1, SD 1	Wooley/McKelvey, Co-Chrs.; Har, Thielen
H.B. No. 252, HD 2, SD 2	Lee/Hanohano/Rhoads/Luke, Co-Chrs.; Wooley, Fale
H.B. No. 266, HD 1, SD 2	Belatti/Morikawa, Co-Chrs.; Jordan, Fukumoto
H.B. No. 269, HD 1, SD 2	Rhoads/Yamashita, Co-Chrs.; Lee, Thielen
H.B. No. 321, HD 1, SD 2	Rhoads/Ing, Co-Chrs.; Belatti, Lee, Thielen
H.B. No. 353, HD 1, SD 2	Luke, Chr.; Lowen, Onishi, Cheape
H.B. No. 358, HD 1, SD 1	Nishimoto/Rhoads/Lowen, Co-Chrs.; Tokioka, Johanson

H.B. No. 378, HD 1, SD 2	Lee/Lowen, Co-Chrs.; Woodson, Thielen
H.B. No. 385, HD 2, SD 1	Carroll/Luke, Co-Chrs.; Woodson, Fukumoto
H.B. No. 395, HD 2, SD 2	Carroll/Kobayashi, Co-Chrs.; Ing, Fukumoto
H.B. No. 398, HD 1, SD 2	Carroll/McKelvey, Co-Chrs.; Cabanilla, Cachola, Woodson, McDermott
H.B. No. 399, HD 1, SD 2	Takumi/Belatti/Nakashima, Co-Chrs.; Ohno, Fukumoto
H.B. No. 407, HD 2, SD 2	Belatti/Morikawa, Co-Chrs.; Jordan, Fukumoto
H.B. No. 414, HD 2, SD 1	Evans/Lowen, Co-Chrs.; Hanohano, Cheape
H.B. No. 417, HD 2, SD 1	Belatti/Morikawa, Co-Chrs.; Onishi, Fukumoto
H.B. No. 423, SD 1	Evans/McKelvey/Rhoads, Co-Chrs.; Coffman, Cheape
H.B. No. 424, HD 1, SD 2	McKelvey/Nishimoto, Co-Chrs.; Evans, McDermott
H.B. No. 430, HD 1, SD 1	Luke, Chr.; Nishimoto, Yamashita, Ward
H.B. No. 450, HD 1, SD 2	Tsuji/Lee/Takayama, Co-Chrs.; Ohno, Ward
H.B. No. 471, HD 1, SD 1	Tsuji/Takayama, Co-Chrs.; Cachola, Ward
H.B. No. 473, HD 1, SD 2	Tsuji/Tokioka, Co-Chrs.; Takayama, Ward
H.B. No. 487, HD 2, SD 2	Wooley/Onishi, Co-Chrs.; Ohno, Cheape
H.B. No. 504, HD 1, SD 1	Luke, Chr.; Nishimoto, Johanson
H.B. No. 514, HD 2, SD 1	Cabanilla/Woodson, Co-Chrs.; Carroll, Ward
H.B. No. 518, HD 2, SD 2	Cabanilla/Carroll/Woodson, Co-Chrs.; Yamashita, Ward
H.B. No. 519, HD 1, SD 1	Carroll/Cabanilla/Kobayashi, Co-Chrs.; Jordan, Ward
H.B. No. 529, HD 1, SD 2	Carroll/McKelvey, Co-Chrs.; Cabanilla, Cachola, McDermott
H.B. No. 536, HD 1, SD 2	Cabanilla/Woodson, Co-Chrs.; Morikawa, Ward
H.B. No. 560, HD 1, SD 1	Cabanilla/Tsuji, Co-Chrs.; Carroll, Ward
H.B. No. 587, HD 1, SD 1	Kawakami, Chr.; Har, Thielen
H.B. No. 622, HD 1, SD 1	Rhoads, Chr.; Belatti, Lee, Thielen
H.B. No. 632, HD 2, SD 2	McKelvey/Tsuji/Cullen, Co-Chrs.; Brower, McDermott
H.B. No. 634, HD 1, SD 2	Nakashima/Luke, Co-Chrs.; Yamashita, Johanson
H.B. No. 635, HD 2, SD 1	Tsuji/McKelvey, Co-Chrs.; Choy, Yamashita, Ward
H.B. No. 652, SD 2	Belatti/McKelvey, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 654, HD 2, SD 1	Belatti/McKelvey, Co-Chrs.; Brower, Fukumoto
H.B. No. 656, HD 2, SD 2	Belatti/McKelvey, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 668, HD 2, SD 2	Belatti/Aquino/Morikawa, Co-Chrs.; Kobayashi, Fukumoto
H.B. No. 672, HD 2, SD 2	Belatti/McKelvey/Onishi, Co-Chrs.; Brower, Fukumoto
H.B. No. 673, HD 2, SD 2	Wooley/Belatti/Onishi, Co-Chrs.; Ohno, Cheape
H.B. No. 680, HD 2, SD 1	McKelvey/Nishimoto, Co-Chrs.; Lowen, Johanson
H.B. No. 694, HD 1, SD 1	Luke, Chr.; Ing, Nishimoto, Johanson
H.B. No. 697, SD 1	Nakashima/Luke, Co-Chrs.; Nishimoto, Johanson
H.B. No. 726, HD 1, SD 2	Tsuji/Luke, Co-Chrs.; Ohno, Ward
H.B. No. 747, HD 1, SD 1	Wooley/Onishi, Co-Chrs.; Brower, Cheape
H.B. No. 749, HD 2, SD 2	Nakashima/Wooley/Hashem, Co-Chrs.; Takumi, Cheape
H.B. No. 762, HD 2, SD 1	Takai/Takayama, Co-Chrs.; Ito, Ward
H.B. No. 763, HD 1, SD 1	Evans/Lowen, Co-Chrs.; Hashem, Cheape
H.B. No. 775, HD 2, SD 2	Rhoads/Cullen, Co-Chrs.; Carroll, Johanson
H.B. No. 785, HD 1, SD 1	Rhoads, Chr.; Carroll, Thielen
H.B. No. 799, HD 3, SD 2	Takai/Tsuji/Luke, Co-Chrs.; Nakashima, Ward
H.B. No. 800, HD 1, SD 2	Luke, Chr.; Nishimoto, Johanson
H.B. No. 805, HD 1, SD 2	Nakashima/Hashem, Co-Chrs.; Ichiyama, Johanson
H.B. No. 808, HD 1, SD 1	Nakashima/Hashem, Co-Chrs.; Aquino, Johanson
H.B. No. 815, HD 2, SD 1	Lee/Kawakami, Co-Chrs.; Cullen, Thielen

H.B. No. 816, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 820, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 822, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 833, HD 1, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 841, HD 1, SD 1	McKelvey/Nishimoto, Co-Chrs.; Kawakami, McDermott
H.B. No. 847, HD 2, SD 1	Belatti/McKelvey, Co-Chrs.; Jordan, Yamane, Fukumoto
H.B. No. 848, HD 2, SD 1	Belatti/McKelvey, Co-Chrs.; Ito, Morikawa, Fukumoto
H.B. No. 858, HD 1, SD 1	Tsuji/McKelvey/Luke, Co-Chrs.; Cachola, Ward
H.B. No. 865, HD 1, SD 1	Evans/Takumi/Luke, Co-Chrs.; Cullen, Cheape
H.B. No. 877, HD 1, SD 1	Belatti/McKelvey, Co-Chrs.; Kobayashi, Fukumoto
H.B. No. 879, HD 2, SD 1	Belatti/Carroll/Morikawa, Co-Chrs.; Tokioka, Fukumoto
H.B. No. 880, HD 2, SD 2	Belatti/Carroll/Morikawa, Co-Chrs.; Kobayashi, Fukumoto
H.B. No. 888, HD 2, SD 1	Cabanilla/Woodson, Co-Chrs.; Tokioka, Ward
H.B. No. 899, HD 2, SD 2	Lee/Lowen, Co-Chrs.; Kawakami, Thielen
H.B. No. 908, HD 2, SD 1	Belatti/Kobayashi/Morikawa, Co-Chrs.; Jordan, Fukumoto
H.B. No. 909, HD 2, SD 2	Belatti/Morikawa, Co-Chrs.; Cabanilla, Fukumoto
H.B. No. 914, HD 1, SD 2	Belatti/Morikawa, Co-Chrs.; Cabanilla, Fukumoto
H.B. No. 924, HD 1, SD 2	Nakashima/Hashem, Co-Chrs.; Yamashita, Johanson
H.B. No. 928, HD 1, SD 1	Nakashima/Hashem, Co-Chrs.; Yamashita, Johanson
H.B. No. 951, HD 1, SD 2	Rhoads, Chr.; Ito, Thielen
H.B. No. 977, HD 2, SD 2	Yamane/McKelvey/Har, Co-Chrs.; Ito, Nakashima, Cheape
H.B. No. 980, HD 2, SD 2	Yamane/Rhoads/Yamashita, Co-Chrs.; Ichiyama, Cheape
H.B. No. 986, HD 1, SD 1	Carroll/Kobayashi, Co-Chrs.; Cabanilla, Fukumoto
H.B. No. 988, HD 2, SD 2	Evans/Lee/Lowen, Co-Chrs.; Kawakami, Thielen
H.B. No. 1068, HD 1, SD 2	Wooley/McKelvey, Co-Chrs.; Cachola, Carroll, Thielen
H.B. No. 1071, HD 1, SD 2	Choy/Luke, Co-Chrs.; Nishimoto, Fale
H.B. No. 1103, HD 1, SD 1	Evans/McKelvey, Co-Chrs.; Coffman, Kawakami, Cheape
H.B. No. 1119, HD 1, SD 1	Cabanilla/Woodson, Co-Chrs.; Kobayashi, Ward
H.B. No. 1130, HD 1, SD 1	Belatti/Luke, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 1132, HD 1, SD 1	Nishimoto/Brower, Co-Chrs.; Tsuji, Johanson
H.B. No. 1136, HD 2, SD 1	Aquino/Takai/Ing, Co-Chrs.; Yamane, McDermott
H.B. No. 1137, HD 1, SD 2	Carroll/Rhoads/Kobayashi, Co-Chrs.; Ito, Thielen
H.B. No. 1147, HD 2, SD 2	Rhoads/Cullen, Co-Chrs.; Takayama, Thielen
H.B. No. 1149, HD 3, SD 2	Lee/Kawakami/Cullen, Co-Chrs.; Brower, Coffman, Thielen
H.B. No. 1150, HD 1, SD 2	McKelvey/Rhoads/Nishimoto, Co-Chrs.; Ito, McDermott
H.B. No. 1163, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 1164, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 1166, SD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
H.B. No. 1187, SD 2	Carroll/Rhoads, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 1203, HD 1, SD 1	Takai, Chr.; Ito, Ward
H.B. No. 1207, HD 1, SD 1	Carroll, Chr.; Jordan, Fukumoto
H.B. No. 1209, HD 1, SD 2	Nishimoto/Tokioka, Co-Chrs.; Mizuno, Johanson
H.B. No. 1227, HD 1, SD 2	Evans/Lowen, Co-Chrs.; Hanohano, Cheape
H.B. No. 1263, HD 2, SD 2	Wooley/Evans/Onishi, Co-Chrs.; Cachola, Cheape
H.B. No. 1264, HD 2, SD 2	Wooley/Onishi, Co-Chrs.; Ohno, Cheape
H.B. No. 1279, HD 1, SD 2	Aquino/Ing, Co-Chrs.; Ichiyama, McDermott
H.B. No. 1287, HD 1, SD 1	Rhoads, Chr.; Har, Tsuji, Cheape
H.B. No. 1298, HD 1, SD 2	Carroll/Luke, Co-Chrs.; Takayama, Fukumoto

H.B. No. 1314, HD 1, SD 1	Tsuji/McKelvey, Co-Chrs.; Choy, McDermott
H.B. No. 1328, HD 1, SD 1	Hanohano/Cullen, Co-Chrs.; Evans, Fale
H.B. No. 1330, HD 1, SD 1	Evans/Lowen, Co-Chrs.; Coffman, Cheape
H.B. No. 1374, HD 1, SD 1	Tsuji/Nishimoto, Co-Chrs.; Brower, Johanson
H.B. No. 1375, SD 2	Carroll/Yamashita, Co-Chrs.; Cabanilla, Johanson
H.B. No. 1381, HD 2, SD 2	Takai/McKelvey, Co-Chrs.; Cachola, Choy, Ward
H.B. No. 1388, HD 1, SD 1	Wooley/Onishi, Co-Chrs.; Morikawa, Cheape
H.B. No. 1392, HD 1, SD 1	Takai/Choy/Cullen, Co-Chrs.; Ito, Ward
H.B. No. 1396, HD 1, SD 2	Takai/Choy/Cullen, Co-Chrs.; Ito, Ward
H.B. No. 1405, HD 2, SD 2	Lee/Kawakami, Co-Chrs.; Lowen, Thielen
H.B. No. 1412, SD 2	Hanohano/Evans, Co-Chrs.; Kawakami, Fale
H.B. No. 1419, HD 2, SD 1	Choy/Tsuji/Onishi, Co-Chrs.; Nakashima, Fale
H.B. No. 1424, SD 2	Hanohano/Evans/Cullen, Co-Chrs.; Coffman, Fale
H.B. No. 1430, HD 2, SD 2	Carroll/Kobayashi, Co-Chrs.; Tokioka, Fukumoto
H.B. No. 1481, HD 2, SD 2	Rhoads/Luke, Co-Chrs.; Kawakami, Lee, Thielen
H.B. No. 1483, HD 2, SD 2	Belatti/Nakashima/McKelvey/Nishimoto, Co-Chrs.; Onishi, Woodson, Fukumoto

House Communication dated April 15, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 2, HD 1	Har, Chr.; Ito, Thielen
S.B. No. 3, SD 1, HD 2	Hanohano/Rhoads, Co-Chrs.; Coffman, McDermott
S.B. No. 4, HD 2	Yamane/Kawakami, Co-Chrs.; Aquino, Cheape
S.B. No. 5, SD 1, HD 1	Wooley/Evans/Onishi, Co-Chrs.; Tsuji, Cheape
S.B. No. 6, SD 1, HD 1	Rhoads, Chr.; Kawakami, Thielen
S.B. No. 8, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Tsuji, McDermott
S.B. No. 9, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Tsuji, McDermott
S.B. No. 15, SD 2, HD 2	Lee/Kawakami/Luke, Co-Chrs.; Lowen, Thielen
S.B. No. 19, SD 1, HD 2	Lee/Kawakami, Co-Chrs.; Lowen, Thielen
S.B. No. 23, SD 1, HD 1	Lee/Tsuji/Lowen, Co-Chrs.; Coffman, Thielen
S.B. No. 30, SD 1, HD 1	Rhoads, Chr.; Lee, Thielen
S.B. No. 31, HD 1	Rhoads, Chr.; Lee, Thielen
S.B. No. 44, SD 1, HD 1	Aquino/Belatti, Co-Chrs.; Ing, McDermott
S.B. No. 46, SD 2, HD 3	Ichiyama/McKelvey/Nishimoto, Co-Chrs.; Aquino, Fale
S.B. No. 48, HD 1	Takumi/Hanohano/Tsuji, Co-Chrs.; Ohno, Fale
S.B. No. 49, SD 2, HD 2	Takumi/Luke, Co-Chrs.; Ohno, Fale
S.B. No. 54, SD 1, HD 1	Carroll, Chr.; Kobayashi, Fukumoto
S.B. No. 61, SD 1, HD 1	Carroll/Rhoads, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 66, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Evans, McDermott
S.B. No. 68, SD 1, HD 1	Rhoads, Chr.; Belatti, Lee, Thielen
S.B. No. 69, SD 2, HD 1	Aquino/Rhoads/Ing, Co-Chrs.; Ichiyama, Thielen
S.B. No. 71, SD 2, HD 1	Aquino/Ing, Co-Chrs.; Nakashima, McDermott
S.B. No. 82, SD 1, HD 2	Cabanilla/Woodson, Co-Chrs.; Carroll, Ward
S.B. No. 84, HD 2	Cabanilla/Woodson, Co-Chrs.; Carroll, Ward
S.B. No. 88, SD 1, HD 2	Cabanilla/Rhoads, Co-Chrs.; Jordan, Ward
S.B. No. 94, HD 2	Cabanilla/Woodson, Co-Chrs.; Carroll, Ward
S.B. No. 98, SD 1, HD 1	Cabanilla/Luke, Co-Chrs.; Morikawa, Fukumoto
S.B. No. 102, SD 2, HD 1	Carroll/McKelvey/Kobayashi, Co-Chrs.; Jordan, Fukumoto
S.B. No. 105, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Cabanilla, Fukumoto
S.B. No. 106, SD 1, HD 1	Belatti/Morikawa, Co-Chrs.; Cabanilla, Fukumoto

S.B. No. 192, HD 1	Rhoads, Chr.; Brower, Kawakami, Thielen
S.B. No. 199, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 237, SD 2, HD 1	Evans/Takumi/Luke, Co-Chrs.; Cullen, Cheape
S.B. No. 239, SD 1, HD 2	Takumi/Ing, Co-Chrs.; Takai, Fale
S.B. No. 244, SD 2, HD 1	Takumi/Rhoads/Ing, Co-Chrs.; Ohno, Fale
S.B. No. 286, SD 1, HD 1	Rhoads, Chr.; Belatti, Lee, Thielen
S.B. No. 305, SD 1, HD 1	Cabanilla/Evans/Woodson, Co-Chrs.; Belatti, Cheape
S.B. No. 310, SD 2, HD 2	Belatti/Aquino/Rhoads, Co-Chrs.; Jordan, Fukumoto
S.B. No. 319, HD 1	Lee/Hanohano/McKelvey, Co-Chrs.; Lowen, Thielen
S.B. No. 326, SD 1, HD 1	Wooley/Belatti/Onishi, Co-Chrs.; Cachola, Cheape
S.B. No. 328, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Brower, Thielen
S.B. No. 331, SD 2, HD 1	Nakashima/Luke, Co-Chrs.; Yamane, Johanson
S.B. No. 332, SD 1, HD 2	Nakashima/Hashem, Co-Chrs.; Ichiyama, Johanson
S.B. No. 343, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Jordan, Fukumoto
S.B. No. 345, SD 1, HD 1	Tsuji/Takayama, Co-Chrs.; Cachola, Cheape
S.B. No. 381, SD 2, HD 2	Rhoads/Cullen, Co-Chrs.; Tsuji, Thielen
S.B. No. 391, SD 2, HD 1	Carroll/Kobayashi, Co-Chrs.; Ing, Fukumoto
S.B. No. 400, SD 1, HD 1	Carroll/McKelvey, Co-Chrs.; Woodson, Yamane, Fukumoto
S.B. No. 403, SD 2, HD 2	Hanohano/Cullen, Co-Chrs.; Lee, Fale
S.B. No. 406, SD 2, HD 1	Hanohano/Rhoads/Cullen, Co-Chrs.; Har, Fale
S.B. No. 407, SD 1, HD 2	Hanohano/Cullen, Co-Chrs.; Evans, Fale
S.B. No. 454, SD 1, HD 1	Lee/Evans, Co-Chrs.; Coffman, Thielen
S.B. No. 458, SD 1, HD 1	Luke, Chr.; Nishimoto, Johanson
S.B. No. 482, SD 1, HD 1	Wooley/Lee, Co-Chrs.; Onishi, Cheape
S.B. No. 498, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Woodson, Fukumoto
S.B. No. 502, SD 1, HD 1	McKelvey, Chr.; Kawakami, McDermott
S.B. No. 505, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Brower, Thielen
S.B. No. 506, SD 2, HD 2	Takai/McKelvey, Co-Chrs.; Brower, Ward
S.B. No. 507, SD 1, HD 1	Cabanilla/McKelvey, Co-Chrs.; Jordan, Ward
S.B. No. 512, SD 1, HD 2	Nakashima/Lee/McKelvey, Co-Chrs.; Yamane, Thielen
S.B. No. 515, SD 2, HD 1	Carroll/Cabanilla/Luke, Co-Chrs.; Morikawa, Ward
S.B. No. 516, SD 1, HD 1	Belatti/Carroll/Rhoads, Co-Chrs.; Woodson, Johanson
S.B. No. 524, SD 1, HD 1	Wooley/Tsuji/Onishi, Co-Chrs.; Lowen, Cheape
S.B. No. 529, SD 1, HD 1	Carroll/Belatti, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 532, SD 1, HD 1	Nakashima/Rhoads/Hashem, Co-Chrs.; Ichiyama, Johanson
S.B. No. 548, SD 1, HD 2	Takai/Belatti/McKelvey, Co-Chrs.; Ito, Ward
S.B. No. 551, SD 2, HD 1	Takai/Takayama, Co-Chrs.; Ito, Ward
S.B. No. 573, SD 2, HD 1	Takumi/Luke, Co-Chrs.; Ohno, Fale
S.B. No. 586, SD 1, HD 2	Wooley/Evans/McKelvey, Co-Chrs.; Onishi, Cheape
S.B. No. 593, SD 2, HD 1	Wooley/Onishi, Co-Chrs.; Takayama, Cheape
S.B. No. 606, SD 2, HD 2	Choy/Luke, Co-Chrs.; Takai, Fale
S.B. No. 614, SD 1, HD 2	Takai/Takayama, Co-Chrs.; Brower, Ward
S.B. No. 623, SD 2, HD 3	Lee/McKelvey/Luke, Co-Chrs.; Lowen, Thielen
S.B. No. 635, SD 1, HD 3	Aquino/Ito/Ing, Co-Chrs.; Takumi, McDermott
S.B. No. 642, HD 2	Belatti/McKelvey/Lee, Co-Chrs.; Brower, Fukumoto
S.B. No. 655, SD 2, HD 2	Belatti/McKelvey/Wooley, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 665, SD 1, HD 2	Belatti/Choy/Morikawa, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 666, SD 2, HD 2	Belatti/Morikawa, Co-Chrs.; Carroll, Fukumoto

S.B. No. 668, SD 2, HD 1	Belatti/McKelvey/Luke, Co-Chrs.; Kawakami, McDermott
S.B. No. 680, SD 1, HD 1	Aquino/Takai/Ing, Co-Chrs.; Yamashita, McDermott
S.B. No. 682, SD 2, HD 1	Aquino/McKelvey, Co-Chrs.; Yamashita, McDermott
S.B. No. 693, SD 2, HD 1	Yamane/Rhoads/Yamashita, Co-Chrs.; Ichiyama, Cheape
S.B. No. 697, HD 1	Tsuji/Takayama, Co-Chrs.; Tokioka, Ward
S.B. No. 722, SD 2, HD 1	Evans/Hanohano/Lowen, Co-Chrs.; Lee, Cheape
S.B. No. 750, SD 2, HD 1	Takai/Tsuji/Luke, Co-Chrs.; Nakashima, Ward
S.B. No. 753, SD 2, HD 1	Wooley/Evans/Onishi, Co-Chrs.; Cullen, Cheape
S.B. No. 757, SD 2, HD 2	Wooley/Onishi, Co-Chrs.; Brower, Cheape
S.B. No. 803, SD 2, HD 1	Evans/Yamane/Lowen, Co-Chrs.; Coffman, Cheape
S.B. No. 815, SD 2, HD 2	Carroll/Har/Kobayashi, Co-Chrs.; Morikawa, Fukumoto
S.B. No. 827, SD 1, HD 1	Rhoads, Chr.; Brower, Lee, Thielen
S.B. No. 853, SD 1, HD 1	Rhoads, Chr.; Brower, Lee, Thielen
S.B. No. 856, HD 1	Takai, Chr.; Ito, Ward
S.B. No. 858, SD 1, HD 3	Rhoads/McKelvey, Co-Chrs.; Brower, Thielen
S.B. No. 867, SD 2, HD 1	Nakashima/Hashem, Co-Chrs.; Yamashita, Johanson
S.B. No. 873, SD 2, HD 1	Rhoads/Cullen, Co-Chrs.; Kawakami, Thielen
S.B. No. 877, SD 1, HD 2	Nakashima/Hashem, Co-Chrs.; Ing
S.B. No. 879, SD 1, HD 2	Rhoads/Cullen, Co-Chrs.; Kawakami, Thielen
S.B. No. 883, SD 2, HD 2	Nakashima/Aquino/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 888, HD 1	Carroll/Rhoads, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 890, SD 1, HD 1	Nakashima, Chr.; Hashem, Johanson
S.B. No. 895, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 896, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 897, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 898, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 899, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 901, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 902, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 903, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 904, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 905, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 906, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 907, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 908, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 909, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 910, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 911, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 930, SD 1, HD 2	Tsuji/Takayama, Co-Chrs.; Brower, Ward
S.B. No. 933, SD 1, HD 1	Takai/Belatti/Luke, Co-Chrs.; Takayama, Ward
S.B. No. 948, SD 1, HD 1	Luke, Chr.; Cullen, Nishimoto
S.B. No. 960, SD 1, HD 1	McKelvey/Rhoads, Co-Chrs.; Kawakami, McDermott
S.B. No. 965, SD 1, HD 2	Takai/McKelvey, Co-Chrs.; Cachola, Ward
S.B. No. 966, HD 1	Rhoads, Chr.; Belatti, Thielen
S.B. No. 978, HD 1	Rhoads, Chr.; Kawakami, Thielen
S.B. No. 993, SD 2, HD 1	Wooley/Tsuji/Onishi, Co-Chrs.; Ohno, Cheape
S.B. No. 995, HD 1	Evans, Chr.; Lowen, Cheape
S.B. No. 997, SD 2, HD 2	McKelvey/Luke, Co-Chrs.; Kawakami, McDermott

S.B. No. 1003, SD 2, HD 1	Tsuji/Takayama, Co-Chrs.; Choy, Ward
S.B. No. 1010, SD 1, HD 2	Rhoads/Cullen, Co-Chrs.; Belatti, Thielen
S.B. No. 1016, SD 1, HD 2	Aquino/Rhoads, Co-Chrs.; Ing, McDermott
S.B. No. 1020, SD 1, HD 1	McKelvey, Chr.; Kawakami, McDermott
S.B. No. 1025, HD 3	Cabanilla/McKelvey/Woodson, Co-Chrs.; Jordan, Ward
S.B. No. 1042, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Belatti, McDermott
S.B. No. 1045, SD 1, HD 2	Lee/Kawakami, Co-Chrs.; Coffman, Thielen
S.B. No. 1057, SD 2, HD 1	Nakashima/Luke, Co-Chrs.; Takumi, Johanson
S.B. No. 1066, HD 1	McKelvey/Nishimoto, Co-Chrs.; Har, McDermott
S.B. No. 1067, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Kawakami, Thielen
S.B. No. 1068, SD 2, HD 1	Tsuji/McKelvey/Tokioka, Co-Chrs.; Brower, Thielen
S.B. No. 1069, SD 2, HD 2	McKelvey/Nishimoto, Co-Chrs.; Evans
S.B. No. 1070, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Evans, Thielen
S.B. No. 1071, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Evans, Thielen
S.B. No. 1073, SD 2, HD 2	Belatti/McKelvey, Co-Chrs.; Cabanilla, Fukumoto
S.B. No. 1074, SD 2, HD 1	McKelvey/Belatti/Morikawa, Co-Chrs.; Yamane, Fukumoto
S.B. No. 1077, SD 2, HD 2	Evans/Wooley/McKelvey, Co-Chrs.; Lee, Cheape
S.B. No. 1079, HD 1	McKelvey, Chr.; Belatti, McDermott
S.B. No. 1082, SD 1, HD 2	Takumi/Ing, Co-Chrs.; Takai, Fale
S.B. No. 1083, HD 2	Takumi/Ing, Co-Chrs.; Takai, Fale
S.B. No. 1084, SD 1, HD 1	Takumi/Luke, Co-Chrs.; Ohno, Cheape
S.B. No. 1087, SD 2, HD 3	Lee/McKelvey/Luke, Co-Chrs.; Cullen, Thielen
S.B. No. 1092, SD 1, HD 1	Luke, Chr.; Nishimoto, Woodson, Johanson
S.B. No. 1093, SD 2, HD 2	Takumi/Luke, Co-Chrs.; Ohno, Fale
S.B. No. 1094, SD 1, HD 1	Luke, Chr.; Ing, Nishimoto, Johanson
S.B. No. 1095, SD 2, HD 2	Takumi/Luke, Co-Chrs.; Ohno, Fale
S.B. No. 1100, SD 1, HD 1	Carroll/Luke, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 1101, SD 2, HD 1	Carroll/Luke, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 1106, SD 2, HD 2	Carroll/McKelvey/Har, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 1118, SD 1, HD 1	Cabanilla/Nakashima/Woodson, Co-Chrs.; Jordan, Ward
S.B. No. 1124, SD 1, HD 1	Belatti/McKelvey/Morikawa, Co-Chrs.; Ito, Fukumoto
S.B. No. 1133, SD 2, HD 2	Lee/McKelvey/Lowen, Co-Chrs.; Kawakami, Thielen
S.B. No. 1138, HD 1	Belatti, Chr.; Morikawa, Fukumoto
S.B. No. 1141, SD 2, HD 2	Belatti/Aquino/Rhoads, Co-Chrs.; Morikawa, Ward
S.B. No. 1161, SD 1, HD 2	Yamane/Hanohano/Yamashita, Co-Chrs.; Ichiyama, Cheape
S.B. No. 1171, SD 1, HD 2	Yamane/Evans/Luke, Co-Chrs.; Aquino, Cheape
S.B. No. 1176, SD 1, HD 2	Aquino/Rhoads, Co-Chrs.; Ing, McDermott
S.B. No. 1177, HD 1	Aquino/Rhoads, Co-Chrs.; Ing, McDermott
S.B. No. 1180, HD 1	Aquino/Rhoads, Co-Chrs.; Ing, McDermott
S.B. No. 1183, SD 2, HD 1	Aquino/Rhoads, Co-Chrs.; Ing, McDermott
S.B. No. 1188, SD 1, HD 1	Luke, Chr.; Nishimoto, Ward
S.B. No. 1191, SD 1, HD 1	Luke, Chr.; Nishimoto, Ward
S.B. No. 1193, SD 1, HD 1	Luke, Chr.; Nishimoto, Fukumoto
S.B. No. 1194, SD 2, HD 1	Luke/Brower, Co-Chrs.; Nishimoto, Johanson
S.B. No. 1196, SD 1, HD 1	Tsuji/Tokioka, Co-Chrs.; Onishi, Cheape
S.B. No. 1197, SD 1, HD 1	Luke, Chr.; Nishimoto, Fukumoto
S.B. No. 1206, SD 1, HD 1	Luke, Chr.; Nishimoto, Fukumoto
S.B. No. 1207, HD 2	Yamane/Evans, Co-Chrs.; Aquino, Cheape

S.B. No. 1209, SD 1, HD 1	Yamane/Yamashita, Co-Chrs.; Ichiyama
S.B. No. 1214, SD 1, HD 2	Yamane/Yamashita, Co-Chrs.; Ichiyama, Cheape
S.B. No. 1221, SD 2, HD 2	Choy/Nishimoto, Co-Chrs.; Nakashima, Fale
S.B. No. 1235, SD 2, HD 1	McKelvey/Hanohano/Cullen, Co-Chrs.; Lee, Fale
S.B. No. 1256, SD 1, HD 2	Choy/Tsuji/Nishimoto, Co-Chrs.; Takai, Fale
S.B. No. 1258, SD 1, HD 1	McKelvey/Nishimoto, Co-Chrs.; Cachola, McDermott
S.B. No. 1261, SD 2, HD 1	Tsuji/Tokioka, Co-Chrs.; Brower, Ward
S.B. No. 1265, SD 1, HD 1	McKelvey/Rhoads/Nishimoto, Co-Chrs.; Ito, McDermott
S.B. No. 1280, SD 2, HD 1	Tsuji/Tokioka, Co-Chrs.; Ohno, Ward
S.B. No. 1289, SD 2, HD 1	Luke, Chr.; Nishimoto, Woodson, Ward
S.B. No. 1293, SD 1, HD 1	Nakashima/McKelvey, Co-Chrs.; Hashem, Johanson
S.B. No. 1298, HD 1	Luke, Chr.; Nishimoto, Johanson
S.B. No. 1336, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Carroll, Fukumoto
S.B. No. 1339, SD 1, HD 1	Belatti/Morikawa, Co-Chrs.; Carroll, Fukumoto
S.B. No. 1340, SD 2, HD 2	Carroll/Rhoads/Kobayashi, Co-Chrs.; Belatti, Fukumoto
S.B. No. 1349, SD 2, HD 1	Tsuji/Luke, Co-Chrs.; Choy, Ward
S.B. No. 1357, SD 2, HD 1	Evans/Yamane/Rhoads, Co-Chrs.; Aquino, Cheape
S.B. No. 1360, SD 1, HD 1	Luke, Chr.; Ing, Nishimoto, Ward
S.B. No. 1361, SD 2, HD 1	Evans/Lowen, Co-Chrs.; Hanohano, Cheape

House Communication dated April 15, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 1133, SD 2

FIFTIETH DAY

Tuesday, April 16, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:38 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Bradford Kaiwi Lum of Compassion and Choices Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Takai and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Ninth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1110 and 1111) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1110, informing the House that on April 11, 2013, the following bill was signed into law:

H.B. No. 527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE." (ACT 010)

Gov. Msg. No. 1111, informing the House that on April 11, 2013, the following bill was signed into law:

S.B. No. 32, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT." (ACT 011)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 691 through 694) were received and announced by the Clerk:

Sen. Com. No. 691, dated April 15, 2013, informing the House that the Senate has on April 12, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 30, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Sen. Com. No. 692, dated April 15, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 5, SD 1, HD 1	Solomon, Chair; Shimabukuro/Ige, Co-Chairs; Dela Cruz, Slom
S.B. No. 8, SD 1, HD 2	Baker, Chair; Hee, Co-Chair; Ihara, Taniguchi, Slom
S.B. No. 9, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 15, SD 2, HD 2	Gabbard, Chair; Baker/Ige, Co-Chairs; Kouchi, Ruderman
S.B. No. 23, SD 1, HD 1	Gabbard, Chair; Ige, Co-Chair; Kahele, Kouchi, Slom
S.B. No. 44, SD 1, HD 1	Green, Chair; Espero, Co-Chair; Baker, Ruderman, Slom
S.B. No. 49, SD 2, HD 2	Tokuda, Chair; Ige, Co-Chair; Kidani, Kouchi
S.B. No. 54, SD 1, HD 1	Chun Oakland, Chair; Green, Co-Chair; Slom
S.B. No. 68, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 69, SD 2, HD 1	Espero, Chair; Ige, Co-Chair; Green, Kahele, Kouchi
S.B. No. 71, SD 2, HD 1	Espero, Chair; Ige, Co-Chair; Baker, Ruderman, Slom
S.B. No. 82, SD 1, HD 2	Chun Oakland, Chair; Ige, Co-Chair; Kidani, Taniguchi, Slom
S.B. No. 84, HD 2	Chun Oakland, Chair; Green, Kidani, Taniguchi, Slom
S.B. No. 88, SD 1, HD 2	Chun Oakland, Chair; Espero, Co-Chair; Kidani, Taniguchi, Slom
S.B. No. 94, HD 2	Chun Oakland, Chair; Green, Taniguchi, Slom
S.B. No. 98, SD 1, HD 1	Ige, Chair; Kidani, Kouchi
S.B. No. 102, SD 2, HD 1	Chun Oakland, Chair; Espero/Baker, Co-Chairs; Kouchi, Slom
S.B. No. 105, SD 2, HD 1	Green, Chair; Chun Oakland/Ige, Co-Chairs; Kidani, Slom
S.B. No. 106, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Kidani, Taniguchi, Slom
S.B. No. 199, SD 2, HD 1	Green, Chair; Chun Oakland/Ige, Co-Chairs; Baker, L. Thielen, Slom
S.B. No. 237, SD 2, HD 1	Tokuda, Chair; Ige, Co-Chair; Keith-Agaran, Ruderman, Slom
S.B. No. 239, SD 1, HD 2	Tokuda, Chair; Ige, Co-Chair; Slom
S.B. No. 244, SD 2, HD 1	Tokuda, Chair; Hee/Ige, Co-Chairs; Ihara, Kidani, Slom
S.B. No. 305, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kahele, Slom
S.B. No. 310, SD 2, HD 2	Green, Chair; Chun Oakland/Hee, Co-Chairs; Ihara, Slom
S.B. No. 326, SD 1, HD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 328, SD 1, HD 2	Baker, Chair; Galuteria, Slom
S.B. No. 343, SD 2, HD 1	Green, Chair; Tokuda/Baker/Ige, Co-Chairs; Ruderman
S.B. No. 345, SD 1, HD 1	Wakai, Chair; Baker/Ige, Co-Chairs; Ihara, Nishihara

S.B. No. 391, SD 2, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
S.B. No. 403, SD 2, HD 2	Galuteria, Chair; Keith-Agaran/Ige, Co-Chairs; Kidani, Kouchi
S.B. No. 407, SD 1, HD 2	Galuteria, Chair; Kidani/Keith-Agaran, Co-Chairs; Kahele, Slom
S.B. No. 458, SD 1, HD 1	Tokuda, Chair; Ige, Co-Chair; Slom
S.B. No. 470, SD 1, HD 2	Baker, Chair; Galuteria, Nishihara
S.B. No. 498, SD 2, HD 1	Green, Chair; Ige, Co-Chair; Slom
S.B. No. 502, SD 1, HD 1	Baker, Chair; Galuteria, Slom
S.B. No. 505, SD 2, HD 1	Baker, Chair; Ige, Co-Chair; Galuteria, Kouchi
S.B. No. 506, SD 2, HD 2	Espero, Chair; Baker, Co-Chair; Galuteria, Taniguchi, Slom
S.B. No. 507, SD 1, HD 1	Baker, Chair; Galuteria, Slom
S.B. No. 515, SD 2, HD 1	Chun Oakland, Chair; Green/Ige, Co-Chairs; Kidani, Taniguchi
S.B. No. 524, SD 1, HD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 535, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Gabbard
S.B. No. 548, SD 1, HD 2	Espero, Chair; Green/Wakai/Baker, Co-Chairs; Slom
S.B. No. 551, SD 2, HD 1	Espero, Chair; Ige, Co-Chair; Kidani, L. Thielen, Slom
S.B. No. 573, SD 2, HD 1	Tokuda, Chair; Ige, Co-Chair; Slom
S.B. No. 586, SD 1, HD 2	Nishihara, Chair; Espero, Co-Chair; Kouchi, L. Thielen, Slom
S.B. No. 593, SD 2, HD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs
S.B. No. 614, SD 1, HD 2	Wakai, Chair; Nishihara/Ige, Co-Chairs; Kouchi, Slom
S.B. No. 623, SD 2, HD 3	Gabbard, Chair; Ige, Co-Chair; Ihara, Kidani, Slom
S.B. No. 635, SD 1, HD 3	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 642, HD 2	Green, Chair; Baker/Ige/Hee, Co-Chairs; Gabbard
S.B. No. 655, SD 2, HD 2	Green, Chair; Baker, Co-Chair; Solomon
S.B. No. 665, SD 1, HD 2	Green, Chair; Ige, Co-Chair; Kouchi, Ruderman, Slom
S.B. No. 666, SD 2, HD 2	Green, Chair; Hee/Ige, Co-Chairs; Ihara, Slom
S.B. No. 668, SD 2, HD 1	Green, Chair; Baker/Ige, Co-Chairs; Kouchi, Ruderman
S.B. No. 680, SD 1, HD 1	Espero, Chair; Ige, Co-Chair; English, Kidani, Slom
S.B. No. 682, SD 2, HD 1	Espero, Chair; Galuteria, Slom
S.B. No. 697, HD 1	Espero, Chair; Ige, Co-Chair; Slom
S.B. No. 750, SD 2, HD 1	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Baker, Slom
S.B. No. 803, SD 2, HD 1	Solomon, Chair; Shimabukuro/Ige, Co-Chairs; Dela Cruz, Slom
S.B. No. 815, SD 2, HD 2	Chun Oakland, Chair; Ige/Hee, Co-Chairs; Green, Slom
S.B. No. 827, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 856, HD 1	Hee, Chair; Shimabukuro/Wakai, Co-Chairs; Ihara, Slom
S.B. No. 867, SD 2, HD 1	Hee, Chair; Ige, Co-Chair; Kouchi, L. Thielen, Slom
S.B. No. 873, SD 2, HD 1	Hee, Chair; Ige, Co-Chair; Slom
S.B. No. 877, SD 1, HD 2	Hee, Chair; Shimabukuro/Ige, Co-Chairs; Keith-Agaran, Slom
S.B. No. 879, SD 1, HD 2	Hee, Chair; Ige, Co-Chair; Kahele, Shimabukuro, Slom
S.B. No. 885, SD 2, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 890, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 895, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 896, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 897, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 898, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 899, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 901, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 902, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 903, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro

S.B. No. 904, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 905, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 906, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 907, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 908, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 909, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 910, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 911, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 930, SD 1, HD 2	Espero, Chair; Dela Cruz/Ige, Co-Chairs; English, Slom
S.B. No. 933, SD 1, HD 1	Ige, Chair; Espero, Kouchi, Slom
S.B. No. 946, SD 1, HD 1	Hee, Chair; Ige/Baker, Co-Chairs; Kouchi
S.B. No. 948, SD 1, HD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Ruderman
S.B. No. 960, SD 1, HD 1	Baker, Chair; Hee, Co-Chair; Ihara, Wakai, Slom
S.B. No. 965, SD 1, HD 2	Espero, Chair; Baker, Co-Chair; Slom
S.B. No. 978, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 987, SD 1, HD 1	Espero, Chair; Ige, Co-Chair; Baker, Kouchi, Slom
S.B. No. 995, HD 1	Nishihara, Chair; Solomon/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 997, SD 2, HD 2	Wakai, Chair; Nishihara/Ige, Co-Chairs; Keith-Agaran, Kidani
S.B. No. 1003, SD 2, HD 1	Wakai, Chair; Nishihara/Ige, Co-Chairs; Keith-Agaran, Slom
S.B. No. 1010, SD 1, HD 2	Hee, Chair; Ige, Co-Chair; Shimabukuro, Slom
S.B. No. 1025, HD 3	Chun Oakland, Chair; Dela Cruz/Baker/Ige, Co-Chairs; Slom
S.B. No. 1042, SD 2, HD 1	Baker, Chair; Hee/Ige, Co-Chairs; Galuteria, Slom
S.B. No. 1057, SD 2, HD 1	Hee, Chair; Ige/Shimabukuro, Co-Chairs; Kouchi, L. Thielen
S.B. No. 1066, HD 1	Baker, Chair; Galuteria, Slom
S.B. No. 1067, SD 2, HD 1	Baker, Chair; Hee/Ige, Co-Chairs; Kouchi
S.B. No. 1068, SD 2, HD 1	Baker, Chair; Hee/Ige, Co-Chairs; Ihara, Taniguchi
S.B. No. 1069, SD 2, HD 2	Baker, Chair; Ige, Co-Chair; Galuteria
S.B. No. 1070, SD 2, HD 1	Baker, Chair; Ige, Co-Chair; Galuteria
S.B. No. 1071, SD 2, HD 1	Baker, Chair; Ige, Co-Chair; Galuteria
S.B. No. 1073, SD 2, HD 2	Baker, Chair; Ige, Co-Chair; Slom
S.B. No. 1074, SD 2, HD 1	Baker, Chair; Ige, Co-Chair; Kahele, Taniguchi, Slom
S.B. No. 1077, SD 2, HD 2	Baker, Chair; Ige, Co-Chair; Slom
S.B. No. 1082, SD 1, HD 2	Tokuda, Chair; English/Ige, Co-Chairs; Slom
S.B. No. 1083, HD 2	Tokuda, Chair; Dela Cruz/Ige, Co-Chairs; Keith-Agaran, Slom
S.B. No. 1084, SD 1, HD 1	Tokuda, Chair; Shimabukuro/Ige, Co-Chairs; Ihara, Kidani
S.B. No. 1087, SD 2, HD 3	Dela Cruz, Chair; Gabbard/Baker/Ige, Co-Chairs; Kouchi
S.B. No. 1092, SD 1, HD 1	Baker, Chair; Ige, Co-Chair; Galuteria, Kidani, Slom
S.B. No. 1093, SD 2, HD 2	Tokuda, Chair; Chun Oakland/Ige/Kidani, Co-Chairs; Green, Kouchi
S.B. No. 1094, SD 1, HD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
S.B. No. 1095, SD 2, HD 2	Tokuda, Chair; Ige, Co-Chair; Keith-Agaran, Kidani, L. Thielen
S.B. No. 1100, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
S.B. No. 1101, SD 2, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Keith-Agaran, Kidani
S.B. No. 1106, SD 2, HD 2	Chun Oakland, Chair; Espero/Baker, Co-Chairs; Taniguchi, Slom
S.B. No. 1118, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Keith-Agaran, Slom
S.B. No. 1124, SD 1, HD 1	Green, Chair; Baker/Ige, Co-Chairs; Solomon, Slom
S.B. No. 1141, SD 2, HD 2	Green, Chair; Hee, Co-Chair; Gabbard, Wakai, Slom
S.B. No. 1176, SD 1, HD 2	Espero, Chair; Galuteria, Slom
S.B. No. 1194, SD 2, HD 1	Galuteria, Chair; Keith-Agaran/Ige, Co-Chairs; Kidani, Kouchi

S.B. No. 1196, SD 1, HD 1	Ige, Chair; Kidani, Kouchi
S.B. No. 1206, SD 1, HD 1	Ige, Chair; Kidani, Kouchi, L. Thielen, Slom
S.B. No. 1207, HD 2	English, Chair; Solomon, Co-Chair; Dela Cruz, Keith-Agaran, Slom
S.B. No. 1209, SD 1, HD 1	English, Chair; Baker, Co-Chair; Dela Cruz, Kahele, Slom
S.B. No. 1214, SD 1, HD 2	English, Chair; Ige, Co-Chair; Gabbard, Kouchi, Slom
S.B. No. 1254, SD 1, HD 1	Green, Chair; Espero/Ige, Co-Chairs; Shimabukuro, Slom
S.B. No. 1256, SD 1, HD 2	Espero, Chair; Ige, Co-Chair; English, Kidani, Slom
S.B. No. 1258, SD 1, HD 1	Baker, Chair; Galuteria, Slom
S.B. No. 1261, SD 2, HD 1	Baker, Chair; Ige, Co-Chair; Slom
S.B. No. 1265, SD 1, HD 1	Baker, Chair; Shimabukuro, Co-Chair; Ihara, Taniguchi, Slom
S.B. No. 1280, SD 2, HD 1	Gabbard, Chair; Ige, Co-Chair; Kahele, Kouchi, Slom
S.B. No. 1289, SD 2, HD 1	Ige, Chair; Kidani, Kouchi
S.B. No. 1293, SD 1, HD 1	Baker, Chair; Galuteria, Taniguchi
S.B. No. 1298, HD 1	Ige, Chair; Kidani, Kouchi, Slom
S.B. No. 1336, SD 2, HD 1	Chun Oakland, Chair; Green/Ige, Co-Chairs; Kidani, Slom
S.B. No. 1339, SD 1, HD 1	Solomon, Chair; Ige/Nishihara, Co-Chairs; Dela Cruz, Kouchi, Shimabukuro, Slom
S.B. No. 1340, SD 2, HD 2	Chun Oakland, Chair; Ige/Hee, Co-Chairs; Ihara, Slom
S.B. No. 1349, SD 2, HD 1	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Kidani, Slom
S.B. No. 1357, SD 2, HD 1	English, Chair; Espero/Hee/Ige, Co-Chairs; Keith-Agaran, Kouchi, Slom
S.B. No. 1360, SD 1, HD 1	Galuteria, Chair; Baker/Ige, Co-Chairs; Keith-Agaran, Slom
S.B. No. 1361, SD 2, HD 1	Solomon, Chair; Shimabukuro/Ige, Co-Chairs; Dela Cruz, Kouchi

Sen. Com. No. 693, dated April 15, 2013, informing the House that the Senate has made the following change to Senate Conferee assignments for the following bill:

S.B. No. 1214, SD 1, HD 2	Senator Baker added as Co-Chair.

Sen. Com. No. 694, dated April 15, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 48, HD 1	Tokuda, Chair; Espero, Co-Chair; Green, Ruderman, Slom
S.B. No. 319, HD 1	Solomon, Chair; Gabbard, Co-Chair; Dela Cruz, Shimabukuro, Slom
S.B. No. 381, SD 2, HD 2	Hee, Chair; Ige, Co-Chair; Green, Ruderman, Slom
S.B. No. 454, SD 1, HD 1	Solomon, Chair; Gabbard, Co-Chair; Dela Cruz, Shimabukuro, Slom
S.B. No. 563, SD 3, HD 2	Taniguchi, Chair; Ige, Co-Chair; Kahele, Kidani, Slom
S.B. No. 606, SD 2, HD 2	Taniguchi, Chair; Ige, Co-Chair; Kahele, Keith-Agaran, Slom
S.B. No. 722, SD 2, HD 1	Solomon, Chair; Galuteria/Dela Cruz/Ige, Co-Chairs; Kouchi, Slom
S.B. No. 753, SD 2, HD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 1161, SD 1, HD 2	Solomon, Chair; English/Ige, Co-Chairs; Dela Cruz, Shimabukuro, Slom
S.B. No. 1221, SD 2, HD 2	Taniguchi, Chair; Espero/Ige, Co-Chairs; Kahele, Slom

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ito introduced students from Windward Nazarene Academy: Naia Wong, Jayden You, Micah Abe, Brachia Tadaki, Kimber Aiwohi, Kaeo Sugimura, Isaiah Arquinez, Gabe Lehesch, Malcolm Peterson, Bailey Lum and Mikayla Barr; and Principal Kay Hishinuma.

Representative Onishi introduced former Representative Jerry Chang of University of Hawaii at Hilo; Mr. Calvin Sewake of CTAHR in Hilo; and graduates and students from University of Hawaii at Hilo School of Pharmacy.

ORDER OF THE DAY

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
15, SD2, HD2	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
244, SD2, HD1	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

668, SD2, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1074, SD2, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Health, then to the Committee on Finance
1124, SD1, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1194, SD2, HD1	Committee on Finance, then to the Committee on Tourism
1235, SD2, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

S.C.R. Nos.	**Re-referred to:**
41, SD1	Committee on Economic Development & Business
132, SD1	Committee on Education
158, SD2	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs
172, SD2	Committee on Water & Land
173, SD1	Committee on Water & Land

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 17, 2013. (Representatives Takai, Takumi and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 16, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 87, SD 2	Cabanilla/Rhoads, Co-Chrs.; Carroll, Ward
H.B. No. 369, HD 3, SD 2	Aquino/Rhoads/Ing, Co-Chrs.; Yamane, McDermott

House Communication dated April 16, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 120, HD 2, SD 2	Added Representative Cabanilla as a member.
H.B. No. 252, HD 2, SD 2	Added Representative Coffman as a member.
H.B. No. 353, HD 1, SD 2	Added Representative Wooley as a member.
H.B. No. 726, HD 1, SD 2	Added Representative Choy as a member.
H.B. No. 799, HD 3, SD 2	Added Representative Choy as a member.
H.B. No. 858, HD 1, SD 1	Added Representative Choy as a member.
H.B. No. 1068, HD 1, SD 2	Added Representative Cabanilla as a member.

FIFTY-FIRST DAY

Wednesday, April 17, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:37 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Mark Palompo of New Hope Central Oahu, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Oshiro and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fiftieth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 260 and 261) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 260, dated April 10, 2013, transmitting the Department of the Attorney General's Amended and Restated Annual Report on Goals and Objectives, prepared by the Department of the Attorney General pursuant to Act 100, SLH 1999, as amended by Act 154, SLH 2005 (amends report submitted under GM117).

Gov. Msg. No. 261, dated April 12, 2013, transmitting the FY 2012 Annual Report, prepared by the Department of Human Services pursuant to Section 346-5, HRS.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 695 through 699) were received and announced by the Clerk:

Sen. Com. No. 695, dated April 16, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 21, HD 2, SD 2	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 25, HD 2, SD 2	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 32, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Gabbard
H.B. No. 51, SD 1	Ige, Chair; Kidani, Co-Chair; Slom
H.B. No. 62, HD 2, SD 2	Green, Chair; Baker, Co-Chair; Galuteria, Ihara, Slom
H.B. No. 65, HD 2, SD 2	Baker, Chair; Hee/Ige, Co-Chairs; Kidani, Slom
H.B. No. 70, HD 2, SD 2	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 109, HD 3, SD 2	Galuteria, Chair; Wakai/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 114, HD 3, SD 2	Taniguchi, Chair; Dela Cruz/Ige, Co-Chairs; Kahele, Kouchi, Slom
H.B. No. 144, HD 2, SD 2	Baker, Chair; Ige, Co-Chair; Slom
H.B. No. 152, HD 1, SD 2	Hee, Chair; Kidani, Co-Chair; Ige, Kouchi, Slom
H.B. No. 178, HD 1, SD 1	Chun Oakland, Chair; Baker, Co-Chair; Green, Kidani, Slom
H.B. No. 197, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Kouchi, Shimabukuro, Slom
H.B. No. 222, HD 2, SD 2	Galuteria, Chair; Ige/Keith-Agaran, Co-Chairs; Hee, Slom
H.B. No. 224, HD 3, SD 2	Galuteria, Chair; Tokuda/Ige, Co-Chairs; Shimabukuro, Slom
H.B. No. 235, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 269, HD 1, SD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 321, HD 1, SD 2	Hee, Chair; Ige, Co-Chair; Gabbard, Ihara, Kouchi
H.B. No. 358, HD 1, SD 1	Wakai, Chair; Ruderman/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 378, HD 1, SD 2	Galuteria, Chair; Solomon/Ige, Co-Chairs; Keith-Agaran, Slom
H.B. No. 407, HD 2, SD 2	Green, Chair; Ige/Baker, Co-Chairs; Slom
H.B. No. 423, SD 1	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 424, HD 1, SD 2	Baker, Chair; Ige, Co-Chair; Slom
H.B. No. 430, HD 1, SD 1	Ige, Chair; Keith-Agaran, Kidani, Kouchi, Slom
H.B. No. 450, HD 1, SD 2	Gabbard, Chair; Dela Cruz/Ige, Co-Chairs; English, Ruderman
H.B. No. 473, HD 1, SD 2	Dela Cruz, Chair; Ige, Co-Chair; English, Keith-Agaran, Slom
H.B. No. 504, HD 1, SD 1	Ige, Chair; Kahele, Kidani, Kouchi, Slom
H.B. No. 519, HD 1, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Dela Cruz, Green, Slom
H.B. No. 546, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Keith-Agaran, Kouchi, Slom
H.B. No. 587, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 619, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Gabbard
H.B. No. 622, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Gabbard, Ihara, Slom
H.B. No. 632, HD 2, SD 2	Wakai, Chair; Hee/Ige, Co-Chairs; Ihara, Slom

H.B. No. 634, HD 1, SD 2	Hee, Chair; Baker/Ige, Co-Chairs; Kidani, Kouchi
H.B. No. 635, HD 2, SD 1	Wakai, Chair; Baker/Hee, Co-Chairs; Espero, Slom
H.B. No. 652, SD 2	Green, Chair; Baker, Co-Chair; Kouchi, Ruderman, Slom
H.B. No. 653, SD 1	Green, Chair; Ige, Co-Chair; Slom
H.B. No. 654, HD 2, SD 1	Taniguchi, Chair; Baker, Co-Chair; Kahele, Kidani, Slom
H.B. No. 672, HD 2, SD 2	Green, Chair; Baker, Co-Chair; Galuteria, Nishihara, Slom
H.B. No. 680, HD 2, SD 1	Ige, Chair; Chun Oakland, Keith-Agaran
H.B. No. 694, HD 1, SD 1	Ige, Chair; Kidani, Kouchi, Ruderman, Slom
H.B. No. 697, SD 1	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 726, HD 1, SD 2	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Kidani, Kouchi
H.B. No. 762, HD 2, SD 1	Wakai, Chair; Nishihara/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 775, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 785, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Gabbard
H.B. No. 799, HD 3, SD 2	Dela Cruz, Chair; Ige, Co-Chair; English, Kidani, Wakai, Slom
H.B. No. 800, HD 1, SD 2	Dela Cruz, Chair; Gabbard/Ige, Co-Chairs; Kouchi
H.B. No. 805, HD 1, SD 2	Hee, Chair; Ige, Co-Chair; Kouchi, Shimabukuro, Slom
H.B. No. 808, HD 1, SD 1	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 811, HD 2, SD 1	Gabbard, Chair; Dela Cruz/Baker, Co-Chairs; Ihara, Slom
H.B. No. 815, HD 2, SD 1	Baker, Chair; Galuteria, Slom
H.B. No. 816, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 820, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 822, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 833, HD 1, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 841, HD 1, SD 1	Baker, Chair; Ige, Co-Chair; Slom
H.B. No. 847, HD 2, SD 1	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 848, HD 2, SD 1	Baker, Chair; Galuteria, Nishihara
H.B. No. 858, HD 1, SD 1	Dela Cruz, Chair; Ige, Co-Chair; English, Kouchi, Wakai
H.B. No. 865, HD 1, SD 1	Tokuda, Chair; Kidani/Ige, Co-Chairs; Kouchi, Shimabukuro
H.B. No. 877, HD 1, SD 1	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 879, HD 2, SD 1	Green, Chair; Chun Oakland/Ige, Co-Chairs; Shimabukuro, Slom
H.B. No. 880, HD 2, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Kouchi, Slom
H.B. No. 899, HD 2, SD 2	Gabbard, Chair; Ige, Co-Chair; Ihara, Kouchi, Slom
H.B. No. 918, HD 1, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 924, HD 1, SD 2	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 928, HD 1, SD 1	Hee, Chair; Ige, Co-Chair; Keith-Agaran, Kidani, Slom
H.B. No. 929, SD 1	Ige, Chair; Kidani, Slom
H.B. No. 977, HD 2, SD 2	English, Chair; Espero/Ige, Co-Chairs; Kahele, Slom
H.B. No. 988, HD 2, SD 2	Gabbard, Chair; Solomon/Ige, Co-Chairs; Ruderman, Slom
H.B. No. 999, HD 2, SD 1	Baker, Chair; Taniguchi, Slom
H.B. No. 1071, HD 1, SD 2	Taniguchi, Chair; Ige, Co-Chair; Kahele, Kouchi, Slom
H.B. No. 1132, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 1147, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 1149, HD 3, SD 2	Gabbard, Chair; Baker/Ige, Co-Chairs; Ruderman, Slom
H.B. No. 1150, HD 1, SD 2	Baker, Chair; Hee, Co-Chair; Gabbard, Shimabukuro, Slom
H.B. No. 1163, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 1164, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 1166, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 1203, HD 1, SD 1	Espero, Chair; Galuteria, Slom

H.B. No. 1287, HD 1, SD 1	Wakai, Chair; Baker, Co-Chair; Nishihara, Taniguchi, Slom
H.B. No. 1314, HD 1, SD 1	Espero, Chair; Baker, Co-Chair; Galuteria, Green, Taniguchi
H.B. No. 1374, HD 1, SD 1	Dela Cruz, Chair; Ige, Co-Chair; Baker, English, Slom
H.B. No. 1375, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Kouchi, Slom
H.B. No. 1381, HD 2, SD 2	Espero, Chair; Baker, Co-Chair; Green, Taniguchi, Slom
H.B. No. 1392, HD 1, SD 1	Taniguchi, Chair; Wakai/Ige, Co-Chairs; Kidani, Slom
H.B. No. 1405, HD 2, SD 2	Gabbard, Chair; Baker, Co-Chair; Slom
H.B. No. 1481, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro

Sen. Com. No. 696, dated April 16, 2013, informing the House that the Senate has on April 15, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 61, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES."

S.B. No. 332, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES."

S.B. No. 400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

S.B. No. 512, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS."

S.B. No. 888, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

S.B. No. 1016, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS."

S.B. No. 1020, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION."

S.B. No. 1045, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES."

S.B. No. 1079, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

S.B. No. 1177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION."

S.B. No. 1180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES."

S.B. No. 1183, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS."

S.B. No. 1188, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES."

S.B. No. 1191, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW."

S.B. No. 1197, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION."

Sen. Com. No. 697, dated April 16, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 1, HD 2, SD 2	Chun Oakland, Chair; Baker/Ige, Co-Chairs; Green, Taniguchi
H.B. No. 2, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
H.B. No. 17, HD 1, SD 2	Solomon, Chair; Hee, Co-Chair; Shimabukuro, Slom
H.B. No. 31, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 87, SD 2	Chun Oakland, Chair; Hee, Co-Chair; Gabbard, Taniguchi, Slom
H.B. No. 120, HD 2, SD 2	Chun Oakland, Chair; Green/Ige, Co-Chairs; Taniguchi, L. Thielen
H.B. No. 218, HD 1, SD 2	Espero, Chair; Galuteria/Ige, Co-Chairs; Keith-Agaran, Slom
H.B. No. 252, HD 2, SD 2	Galuteria, Chair; Hee/Gabbard, Co-Chairs; Solomon, Slom
H.B. No. 266, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
H.B. No. 353, HD 1, SD 2	Nishihara, Chair; Ige/Kouchi, Co-Chairs; Kahele, Slom
H.B. No. 385, HD 2, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kouchi, Taniguchi
H.B. No. 395, HD 2, SD 2	Chun Oakland, Chair; Ige/Hee, Co-Chairs; L. Thielen, Slom
H.B. No. 398, HD 1, SD 2	Chun Oakland, Chair; Green/Baker, Co-Chairs; Kidani, Slom
H.B. No. 399, HD 1, SD 2	Green, Chair; Hee, Co-Chair; Nishihara
H.B. No. 414, HD 2, SD 1	Solomon, Chair; Ige, Co-Chair; Dela Cruz, Kouchi, Slom
H.B. No. 417, HD 2, SD 1	Green, Chair; Ige, Co-Chair; Ruderman, Solomon, Slom
H.B. No. 514, HD 2, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Keith-Agaran, Slom
H.B. No. 518, HD 2, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Ruderman, Slom
H.B. No. 529, HD 1, SD 2	Chun Oakland, Chair; Baker, Co-Chair; Green, Kidani, Slom
H.B. No. 536, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Kouchi, Slom
H.B. No. 656, HD 2, SD 2	Green, Chair; Baker/Ige, Co-Chairs; L. Thielen, Wakai

H.B. No. 668, HD 2, SD 2	Green, Chair; Espero/Hee/Ige, Co-Chairs; Slom
H.B. No. 673, HD 2, SD 2	Nishihara, Chair; Gabbard/Ige, Co-Chairs; Kouchi, L. Thielen
H.B. No. 747, HD 1, SD 1	Nishihara, Chair; Ige, Co-Chair; Dela Cruz, Kouchi, Slom
H.B. No. 749, HD 2, SD 2	Nishihara, Chair; Hee/Ige, Co-Chairs; Kahele, Slom
H.B. No. 763, HD 1, SD 1	Espero, Chair; Ige, Co-Chair; Galuteria, Ruderman, Slom
H.B. No. 888, HD 2, SD 1	Chun Oakland, Chair; Hee/Ige, Co-Chairs; Kahele, Slom
H.B. No. 908, HD 2, SD 1	Green, Chair; Ige, Co-Chair; Keith-Agaran, Shimabukuro, Slom
H.B. No. 909, HD 2, SD 2	Green, Chair; Ige, Co-Chair; Nishihara, Ruderman, Slom
H.B. No. 914, HD 1, SD 2	Green, Chair; Ige, Co-Chair; Baker
H.B. No. 951, HD 1, SD 2	Espero, Chair; Hee, Co-Chair; Slom
H.B. No. 980, HD 2, SD 2	English, Chair; Hee/Ige, Co-Chairs; Kahele, Kidani
H.B. No. 986, HD 1, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, L. Thielen, Slom
H.B. No. 1059, HD 2, SD 2	English, Chair; Hee, Co-Chair; Slom
H.B. No. 1068, HD 1, SD 2	Chun Oakland, Chair; Hee/Ige, Co-Chairs; Ihara, Slom
H.B. No. 1103, HD 1, SD 1	Espero, Chair; Ige, Co-Chair; Baker, Kouchi, Slom
H.B. No. 1119, HD 1, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Taniguchi, Slom
H.B. No. 1130, HD 1, SD 1	Green, Chair; Ige, Co-Chair; Keith-Agaran, Shimabukuro, Slom
H.B. No. 1136, HD 2, SD 1	Espero, Chair; Ige, Co-Chair; Slom
H.B. No. 1137, HD 1, SD 2	Chun Oakland, Chair; Hee/Ige, Co-Chairs; Ihara, Slom
H.B. No. 1187, SD 2	Chun Oakland, Chair; Wakai, Co-Chair; Slom
H.B. No. 1207, HD 1, SD 1	Chun Oakland, Chair; Green, Taniguchi
H.B. No. 1227, HD 1, SD 2	Solomon, Chair; Wakai/Ige, Co-Chairs; Shimabukuro, Slom
H.B. No. 1263, HD 2, SD 2	Nishihara, Chair; Solomon/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 1279, HD 1, SD 2	Espero, Chair; Ige, Co-Chair; Galuteria
H.B. No. 1298, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Ruderman, Slom
H.B. No. 1328, HD 1, SD 1	Solomon, Chair; Dela Cruz/Ige, Co-Chairs; Kouchi, Shimabukuro
H.B. No. 1330, HD 1, SD 1	Solomon, Chair; Ige, Co-Chair; Dela Cruz, Kouchi, Slom
H.B. No. 1388, HD 1, SD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs; Kahele, Slom
H.B. No. 1412, SD 2	Solomon, Chair; Galuteria/Ige, Co-Chairs; Dela Cruz, Kahele, Slom
H.B. No. 1419, HD 2, SD 1	Espero, Chair; Dela Cruz/Ige, Co-Chairs; English, Slom
H.B. No. 1424, SD 2	Solomon, Chair; Ige, Co-Chair; Dela Cruz, Kouchi, Slom
H.B. No. 1430, HD 2, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
H.B. No. 1483, HD 2, SD 2	Green, Chair; Ige, Co-Chair; Gabbard, Keith-Agaran, Slom

Sen. Com. No. 698, dated April 16, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 3, SD 1, HD 2	Galuteria, Chair; Hee/Shimabukuro, Co-Chairs; Ihara, Slom
S.B. No. 46, SD 2, HD 3	Taniguchi, Chair; Baker/Ige, Co-Chairs; Tokuda, Slom
S.B. No. 19, SD 1, HD 2	Gabbard, Chair; Baker, Co-Chair; Slom
S.B. No. 757, SD 2, HD 2	Nishihara, Chair; Ige/Kouchi, Co-Chairs; English, Tokuda
S.B. No. 858, SD 1, HD 3	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 993, SD 2, HD 1	Nishihara, Chair; Ige/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 1133, SD 2, HD 2	Gabbard, Chair; Ige, Co-Chair; Ihara, Keith-Agaran, Ruderman
S.B. No. 1171, SD 1, HD 2	Wakai, Chair; Solomon/English, Co-Chairs; Ige, Tokuda
S.B. No. 1388, SD 2, HD 2	Taniguchi, Chair; Dela Cruz/Hee/Ige, Co-Chairs; Slom

Sen. Com. No. 699, dated April 16, 2013, informing the House that the President has made the following changes to Senate Conferee assignments for the following bills:

S.B. No. 5, SD 1, HD 1	Senator Shimabukuro discharged as Co-Chair; Added as conferee.
S.B. No. 803, SD 2, HD 1	Senator Shimabukuro discharged as Co-Chair; Added as conferee.

S.B. No. 1361, SD 2, HD 1	Senator Shimabukuro discharged as Co-Chair; Added as conferee.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Kawakami introduced from Waipa Foundation: Ms. Stacy Sproat-Beck, Executive Director, and Ms. Johanna Ventura, Operations Director.

Representative Ohno introduced 5th grade students from Cathedral Catholic Academy; and their teacher, Mr. Joseph Henderson.

Representative Yamane introduced Pastor Mark Palompo, and his wife, Mrs. Jalee Fuselier Palompo, from New Hope Central Oahu.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to a certain House Bill. (Representatives Carroll, Oshiro and Ward were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bill, seconded by Representative Awana:

H.B. No. 1268, HD 1, (SD 1)

At 11:47 o'clock a.m., Representative McDermott requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:48 o'clock a.m.

The motion was put to vote by the Chair and carried, and the House reconsidered its action previously taken in disagreeing to the amendments made by the Senate, and gave notice of intent to agree to such amendments for the noted House Bill. (Representatives Carroll, Oshiro and Ward were excused.)

ANNOUNCEMENTS

Representative Tokioka: "Thank you, Mr. Speaker. I'd like to take this opportunity to thank the Members and the staff in the building for an excellent fundraiser that we had for the Kauai Independent Food Bank. We raised $2,100 and rising. On behalf of the Kauai delegation, and Senator Kochi as well, everyone from Kauai thanks everyone in this building. *Mahalo*."

Representative Brower: "Thank you, Mr. Speaker. Two items. First, I would like to wish a very special office manager a happy birthday today. Cynthia Nyross turns 33 and for the last seven years I've been in office, we've had great conversations and debates. The most insightful thing she said to me recently was that I need to broaden my fan base. 'You know what you are? You're like an actor playing a politician.'

"Mr. Speaker, today from 5:00 to 7:00 p.m. prior to the Finance meeting we would like to invite all House Members to our office for dinner. It's provided by Chef Dan Kalili from Representative Woodson's office and the barista from Waikiki will be grinding whole bean Big Island coffee donated by Representatives Lowen and Onishi. We will also have on hand the finest Indonesian cat poop coffee. Thank you."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. Nos.	Re-referred to:
458, SD1, HD1	Committee on Education, then to the Committee on Finance
1084, SD1, HD1	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
1095, SD2, HD2	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

S.C.R. Nos.	Re-referred to:
11	Committee on Housing
12	Committee on Housing
83	Committee on Ocean, Marine Resources, & Hawaiian Affairs
108	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
119, SD1	Committee on Higher Education
129, SD1	Committee on Consumer Protection & Commerce
159, SD1	Committee on Consumer Protection & Commerce
169	Committee on Finance

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, April 18, 2013. (Representatives Carroll, Oshiro and Ward were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 17, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 458, SD 1, HD 1	Added Representative Takumi as Co-Chair.
S.B. No. 665, SD 1, HD 2	Added Representative Nakashima as a member.
S.B. No. 1084, SD 1, HD 1	Added Representative Rhoads as Co-Chair.

S.B. No. 1095, SD 2, HD 2 — Added Representative Rhoads as Co-Chair.

House Communication dated April 17, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 1268, HD 1, SD 1

FIFTY-SECOND DAY

Thursday, April 18, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:39 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Jeannin-Melissa Russo of Senator Brickwood Galuteria's office, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-First Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 262 and 1112 through 1117) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 262, dated April 16, 2013, transmitting the Office of Information Management and Technology Procurement Report as of March 31, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 1112, informing the House that on April 16, 2013, the following bill was signed into law:

S.B. No. 479, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERSHIP OF A METROPOLITAN PLANNING ORGANIZATION." (ACT 012)

Gov. Msg. No. 1113, informing the House that on April 16, 2013, the following bill was signed into law:

H.B. No. 872, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND." (ACT 013)

Gov. Msg. No. 1114, informing the House that on April 16, 2013, the following bill was signed into law:

H.B. No. 921, entitled: "A BILL FOR AN ACT RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD." (ACT 014)

Gov. Msg. No. 1115, informing the House that on April 16, 2013, the following bill was signed into law:

H.B. No. 925, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE." (ACT 015)

Gov. Msg. No. 1116, informing the House that on April 16, 2013, the following bill was signed into law:

S.B. No. 511, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A." (ACT 016)

Gov. Msg. No. 1117, informing the House that on April 16, 2013, the following bill was signed into law:

S.B. No. 341, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF REMAINS." (ACT 017)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 700 through 703) were received and announced by the Clerk:

Sen. Com. No. 700, dated April 17, 2013, informing the House that the Senate has on April 16, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 482, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE."

S.B. No. 529, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS."

S.B. No. 1138, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES."

Sen. Com. No. 701, dated April 17, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following House Bill:

H.B. No. 471 HD 1, SD 1	Dela Cruz, Chair; Espero, Co-Chair; English, Green, Slom

Sen. Com. No. 702, dated April 17, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 66 SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom

Sen. Com. No. 703, dated April 17, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bill:

S.B. No. 753, SD 2, HD 1	Senator Ige discharged as Co-Chair; Senator Dela Cruz added as conferee.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Morikawa introduced students from Kawaikini Public Charter School: Kamalani Hopkins, Kalelei Rogers, Kiani Rapozo and Lukini Quereto; and Kumu Kae'e Ah Loo.

At 11:45 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:37 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Final Reading by consent calendar. (Representatives Choy, Mizuno, Nakashima and Yamane were excused.)

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Awana and carried: (Representatives Choy, Mizuno, Nakashima and Yamane were excused.)

H.B. No. 1268, HD 1, (SD 1)

H.B. No. 1268, HD 1, SD 1:

Representative Saiki moved that H.B. No. 1268, HD 1, SD 1 pass Final Reading, seconded by Representative Awana.

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Thank you, Mr. Speaker. Mr. Speaker, we've seen this bill for five years now, and I will continue to submit that this bill is bad policy. For the Members, we've had extensive discussion, and we continue to have extensive discussion because there are so many lingering questions.

"But just to provide a background of where this 999 year lease program came from. Really, this program started from the Land Act of 1895, which provided homestead leases at little to no cost and they were best suited for Native Hawaiians. The homestead leases were inalienable and could not be transferred by will but only accord to statutory descent.

"The program was terminated in 1950 and at that point there were approximately 130 leases that remained. Yet, throughout the years, many of these leases ended up terminating because there were lease cancellations, surrenders, abandonment, failure to pay taxes by these families, failure to meet cultivation or residency requirements, or lessees dying without legal heirs.

"In 1994 we had approximately 46 leases that remained under the 999 year program. When I spoke last to Russell Tsuji, the Deputy Director of the Department of Land and Natural Resources, he confirmed that we're somewhere in the neighborhood of closer to 40 leases at this point, 999 year leases, that we're dealing with.

"Because public resources are required to administer the remaining homestead leases, many officials have favored a quick phase-out of the program. But many of the remaining leaseholders do in fact face financial, legal and emotional obstacles, frustrating their ability to obtain the fee interest. One suggested solution has been to offer the sale of the fee simple ownership for a nominal or reduced leased fee conversion price instead of the fair market price. Now, Mr. Speaker, I would submit that's the way to deal with it.

"This particular bill is only a band-aid. For the Members, just to remind you, back in 2010 this bill did go up to the Governor and at that point the Governor did veto this bill, and I would like to read a portion of the veto message.

> 'This bill is objectionable because it does not address the underlying issue of how best to resolve family disputes. The bill states that homestead leases are becoming increasingly difficult to manage as conflicts often arise between family members who may have an interest in a homestead lease. Setting up land trusts to hold and manage these leases will not resolve the conflict among surviving family members with respect to their share of the lessee's lease. The establishment of a trust can complicate the process because descendants must now also agree on the process of setting up the trust, appointing the trustee, and naming the beneficiaries.'
>
> 'Further, this bill would require the Board of Land and Natural Resources to take actions involving trust laws outside of the their sphere of expertise.'

"So I would submit, Mr. Speaker..."

Representative Thielen rose to yield her time, and the Chair "so ordered."

Representative Har continued, stating:

"Thank you, Representative. So at this point, one of the concerns that I have with this bill is this is not good policy to the extent that we're not addressing the underlying issues. We're protracting and prolonging by putting it into a trust for these families who have not been able to resolve their family conflicts. You're now putting it into a trust so they can continue to keep fighting knowing that the land will be saved in perpetuity because essentially we're only 100 years into the lease.

"One of the things I'd really like to draw the Members' attention to is the Standing Committee Report that just came out of the Senate, SD 1, which we're agreeing to. If you look in the Committee Report, the Senate concedes that the committee finds that this 999 year homestead program is becoming increasingly difficult to manage because conflicts often arise between family members who may have an interest in a 999 year lease. Existing leases are unique because they can only be assigned to members of the lessee's family.

"The Committee Report goes on to say something that I think is very disconcerting and this Body should be aware of. 'Your Committees believe that all state leases should be evaluated and considered for legislation similar to this measure.' All state leases. Think about that and the ramifications if every state lease now will be reviewed and evaluated similar to this 999 year lease program. What does that do to the State of Hawaii and the position that we're putting the Department of Land and Natural Resources in.

"Again, Mr. Speaker, I continue to be consistent on my position. This is not good policy. I've asked the introducer of this measure to look at a long term solution, this is only a band-aid solution, it will not address the underlying problems. Again, this program was terminated in 1950. Once and for all let's give these families real relief. For these reasons, Mr. Speaker, I stand in opposition. Thank you."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I'd like to just make a few comments for the Members. This is a simple bill, a first step maybe, and I want to thank everybody who has helped move it forward, particularly the families. There are less than 50, maybe now less than 40 families left who have these 999 year homestead pastoral leases.

"They have been persistent in asking for a legal tool that fee-simple land owners use, particularly *Kuleana* landowners, and it allows them to peacefully manage the land and clarify the roles, who lives, who pays, who is responsible for what, responsibilities and privileges. I think that this policy is making it possible for us to conserve these pastoral, agricultural leases, hopefully. It's up to the families. But this gives them one more legal tool in their arsenal to work together and manage their lands.

"I could talk until I'm blue in the face on this issue, Mr. Speaker, but I'd like to just call for the question. *Mahalo*."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise with reservations strong enough to be a no. Mr. Speaker, this is the marketplace of ideas and I've heard the two vendors and I'm going to side on the opposition because one thing that neither of them have mentioned but I think all of us need to know in this Chamber, and that is this bill allows the alienation of Hawaiian lands to non-Hawaiians.

"In this process, and I refer to page 2, as our beloved Blake Oshiro would say, if you would read the bill it says that the 'bequest shall be limited to a member or members of the occupier's or leesee's family or,' this is on page 2, line 4, 'or in the case of a homestead lease, to any person or persons designated as a trustee of a land trust.'

"Mr. Speaker, in other words, okay, we've got family disputes, but does that mean give it to a non-Hawaiian? The obligation that we've had to the Hawaiian people has been broken, has been promised and re-broken, and broken and now if we pass this bill it's saying, hey it's okay you 40 guys, you can get somebody else to do it. You get peace in the family but the alienation of that lease follows with it.

"For those reasons, Mr. Speaker, I'm adamantly opposed. But let me put one footnote on a personal level. I think short of the divine right of kings, nobody should have a 999 year lease. I think it's obsolete. But if we're

going to do it, let's keep the longevity within the Hawaiian community and not the non-Hawaiian community. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations on this as we move forward. Thank you."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I'd like to refer to the words that were just spoken by the Representative from Hawaii Kai, is that the scenario that we find all too often throughout the history of the State of Hawaii is that the Native Hawaiians have often gotten the short end of the stick when we get into matters of litigation. This potential within the law to start transferring lands that belong to a long history of Native Hawaiians, this opens the door to further taking lands out of Native Hawaiian hands, Mr. Speaker.

"This is I think a dangerous place to go, and I think a place, Mr. Speaker, that history has proven is detrimental to the Hawaiian community. For those reasons, Mr. Speaker, I am opposed and I would like to have the words of the Vice Chair of Judiciary as well as the words of the Representative from Hawaii Kai inserted as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, thank you for permission to submit these additional remarks in support with reservations.

"During the Regular Session of 2011, this Body recommitted a very similar bill as it was placed on the Calendar for Final Reading – House Bill No. 922, Senate Draft 3. On that day, I spoke in support of the motion to recommit the bill. Now, we are the Regular Session of 2013, and again deciding a similar measure that purports to allow the creation of a land trust whereby current tenants may place their leased lands in a trust and consolidate legal authority and status to a trustee or trustees. Suffice to say, I am still uncertain about the unintended consequences of our actions although I truly appreciate the determined and strong thoughts of the sponsor of this draft on behalf of her immediate constituents and all other parties similarly situated. Certainly, I see no lack of sincere interest nor suspect any motive of self-interest or investment. And, I am led to believe that this may be a means to resolve some of the long-standing intra-family disputes that disable the tenants from being good stewards of these leases and nurturing of the intended purpose for these rare 999-year leases.

"My objection and reservation arises from the uncertainty and possible harm upon the current and future beneficiaries of these 999-leases. Specifically, I remain concerned that these 999-years lease, permitted by the government authority after 1893, may have not reflected the best interest of the native Hawaiians whose political status and citizenship was undergoing tremendous upheaval and uncertainty.

"It is my understanding that these 999-leases arose sometime after 1895 or about two years after the overthrow of the Hawaiian Monarch and national government. Indeed, the sovereignty of the Hawaiian nation was, and some would say to this day, under siege, but still remains, awaiting slow coming justice. Still, this important and relevant discussion is not before us in this measure although the leases of these lands, which are, will be affected by our decision.

"So, that is my conflict of conscience insofar as I believe that justice for the Hawaiian people of that sovereign nation may take several forms and this measure be a part of that ultimate remedy. I entrust such to the current benefactors and tenants of these 999 years leases and place this responsibility upon them for the generations to come. As such, I submit for the record my remarks on that bill that were submitted on the 60th Legislative Day of the 2011 Session:

'Mr. Speaker, I rise in support of the recommittal of H.B. 922 S.D. 3. This measure would expand the potential assignees of a 999-year homestead lease to include land trusts created for the purpose of managing and holding a homestead for the benefit of the lessee and lessee's family members.

'Pursuant to the Hawaiian Homes Commission Act, Title 1A: Purpose, §101(b)(2) Hawaii Revised Statutes, placing native Hawaiians on the lands set aside under this Act to assure long-term tenancy to beneficiaries and their successors is one of the hallmarks of this statute.

'Under the present draft of H.B. 922, S.D. 3, upon the death of the lessee, the measure before us could potentially allow persons of no native Hawaiian blood quantum to be designated as a trustee of a land trust, if named the successor by the current lessee. And hence, be entitled to the full rights and privileges of tenancy on lands set aside exclusively for native Hawaiians of a certain blood quantum. As such, the passage of H.B. 922, S.D. 3, would conflict with stipulations of strict conditions of the successor to a lessee, as stated in the Hawaiian Homes Commission Act. Furthermore, should a homestead lessee lose the lease due to right of survivorship or other successorship provision of the land trust, this would leave homestead lands that are previously available for "wait-listed" Hawaiian home lands applicants from promptly being placed back onto the land. Heretofore, the Hawaiian Homes Commission Act has stood for the proposition of preventing alienation of fee title to the lands set aside so that these lands will always be held in trust for continued use by native Hawaiians of a certain blood quantum in perpetuity.

'The structure of the 999-year leases may continue to pose challenges for lessees because of the uncertainties regarding amendments made to §171-99, Hawaii Revised Statutes, of which complex existing legal rights make identifying the rightful leaseholder difficult to determine and hampers orderly transfer of leases. Although disputes over leaseholder rights may exist, the right of the successor, as determined by the Hawaiian Homes Commission Act, should be upheld. Past legislative efforts, such as the amendments of Hawaii Revised Statutes §171-99, during the 2000 & 2004 Legislative Sessions, make it easier for the present leases to be more freely available to members of the lessee's family through the allowance of a leaseholder's parent's siblings, children of parent's siblings, and grandchildren of a parent's siblings to become the occupier or lessee. It should also be noted that the Department of Hawaiian Home Lands and the Attorney General have not commented on this measure throughout any of the House and Senate Committees it passed through. This conspicuous absence of commentary, either for or against, in public hearings, suggest that due diligence would be served by postponement of this important measure.

'In closing, please be assured that I do understand the discerning intent of this measure to create an additional legal option for native Hawaiian families to keep their homestead land within their extended *'ohana*, but cannot support this legislation as currently drafted because of the foreseeable allowance and the possibility of an unqualified Hawaiian homestead tenant becoming the lessee of a homestead parcel in direct violation of the Hawaiian Homes Commission Act of 1920. I could not countenance this occurrence knowing that so many qualified native Hawaiians of requisite blood quantum, will not be given the opportunity afforded under the Act. Indeed, unless and until such time that the U.S. Congress amends the Act, to allow such disposition, I will tend to disfavor this type of measure. Criteria for eligibility of homestead lands should remain to be a permanent land base for the benefit and use of native Hawaiians.'

"Thank you."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose, stating:

"I would like to change my vote to a no, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1268, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Final Reading by a vote of 41 ayes to 7 noes, with Representatives Cabanilla, Fale, Har, Hashem, Say, Tokioka and Ward voting no, and with Representatives Choy, Nakashima and Yamane being excused.

At 12:50 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 1268, HD 1, SD 1

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House conferees previously appointed to House Bill Number 808, House Draft 1, Senate Draft 1. The House will now proceed to reconsider its disagreement to the Senate amendments to certain House Bills including the aforementioned measure."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives Choy, Nakashima and Yamane were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Awana and carried: (Representatives Choy, Ito, Nakashima and Yamane were excused.)

H.B. No. 178, HD 1, (SD 1)
H.B. No. 808, HD 1, (SD 1)
H.B. No. 811, HD 2, (SD 1)
H.B. No. 918, HD 1, (SD 1)
H.B. No. 929, (SD 1)
H.B. No. 999, HD 2, (SD 1)
H.B. No. 1202, HD 1, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolution, seconded by Representative Awana and carried: (Representatives Choy, Ito, Nakashima and Yamane were excused.)

H.C.R. No. 3, (SD 2)

H.C.R. No. 3, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 3, SD 2, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING CONGRESS AND THE PRESIDENT TO RE-STATE THAT THE CONGRESSIONAL INTENT OF THE FEDERAL UNIFORM CONTROLLED SUBSTANCES ACT IS NOT TO PROHIBIT THE PRODUCTION OF INDUSTRIAL HEMP," was Adopted, with Representatives Choy, Ito, Nakashima and Yamane being excused.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Cullen introduced Mr. Jim Reed of NCSL, and his wife, Mrs. Susie Reed.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. In honor of Earth Day which is this weekend and in honor of just passing HCR Number 3, if Members could wear hemp shirts on Friday or other natural fiber shirts. I hope the President pays good attention to our resolution, Mr. Speaker, and that we can have a thriving industrial hemp agricultural crop and build our houses out of hemp. Thank you."

Representative Morikawa, for the Committee on Health, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Friday, April 19, 2013, at 8:30 a.m. in Conference Room 229, and the Chair "so ordered."

S.C.R. No. 155, SD 1, Urging the convening of a task force to establish a stroke system of care in the state; and

S.C.R. No. 66, SD 2, Requesting the Hawaii State Center for Nursing to convene a working group composed of various state agencies to identify barriers relating to the practice of advanced practice registered nurses to the full extent of the nurses' education and training in the state.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.C.R. Nos.	Re-referred to:
21	Committee on Water & Land
92, SD2	Committee on Finance
141	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

ADJOURNMENT

At 12:56 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, April 19, 2013. (Representatives Choy, Ito, Nakashima and Yamane were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 535, SD 1, HD 2	Nakashima/Tsuji/Rhoads, Co-Chrs.; Hashem, Johanson
S.B. No. 946, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Cachola, Johanson
S.B. No. 1254, SD 1, HD 1	Belatti/Morikawa, Co-Chrs.; Woodson, Fukumoto

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

H.B. No. 808, HD 1, SD 1	Discharged all conferees.

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 28, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 999, HD 2, SD 1

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 4, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 178, HD 1, SD 1
H.B. No. 929, SD 1

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 5, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 811, HD 2, SD 1

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 808, HD 1, SD 1
H.B. No. 918, HD 1, SD 1
H.B. No. 1202, HD 1, SD 1

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the Senate amendments and passed the following bill on Final Reading:

H.B. No. 1268, HD 1, SD 1

House Communication dated April 18, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolution:

H.C.R. No. 3, SD 2

FIFTY-THIRD DAY

Friday, April 19, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:37 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Angus L.K. McKelvey, after which the Roll was called showing all Members present with the exception of Representatives Belatti, Fukumoto, Oshiro and Tsuji, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Second Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 704 through 712) were received and announced by the Clerk:

Sen. Com. No. 704, transmitting H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," which was adopted by the Senate on April 18, 2013.

Sen. Com. No. 705, transmitting H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO CONTINUE TO COLLABORATE WITH FAMILY AND COMMUNITY ORGANIZATIONS TO ESTABLISH, IMPLEMENT, AND MONITOR STATEWIDE POLICIES FOR FAMILY-SCHOOL PARTNERSHIPS IN HAWAII'S PUBLIC SCHOOLS," which was adopted by the Senate on April 18, 2013.

Sen. Com. No. 706, transmitting H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," which was adopted by the Senate on April 18, 2013.

Sen. Com. No. 707, transmitting H.C.R. No. 181, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A REPORT TO THE LEGISLATURE ON CURRENT AND POTENTIAL REVENUE GENERATING ACTIVITIES ON STATE-OWNED LAND AT SAND ISLAND," which was adopted by the Senate on April 18, 2013.

Sen. Com. No. 708, transmitting H.C.R. No. 178, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REVIEW AND MODIFY BOARD POLICY NO. 6710 TO IDENTIFY WAYS TO INCORPORATE SUSTAINABILITY EDUCATION AND ENVIRONMENTAL STEWARDSHIP AT THE CLASSROOM LEVEL," which was adopted by the Senate on April 18, 2013.

Sen. Com. No. 709, dated April 18, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bills:

H.B. No. 1, HD 2, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 2, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
H.B. No. 62, HD 2, SD 2	Senator Ihara discharged as conferee. Senator Taniguchi added as conferee.
H.B. No. 70, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 120, HD 2, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 144, HD 2, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 218, HD 1, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 224, HD 3, SD 2	Senator Kidani replaced Senator Ige as Co-Chair.
H.B. No. 266, HD 1, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
H.B. No. 321, HD 1, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 358, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 378, HD 1, SD 2	Senator Kidani replaced Senator Ige as Co-Chair.
H.B. No. 395, HD 2, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 407, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Chun Oakland added as Co-Chair.
H.B. No. 414, HD 2, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 417, HD 2, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair. Senator Kahele replaced Senator Solomon as conferee.
H.B. No. 424, HD 1, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 450, HD 1, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 473, HD 1, SD 2	Senator Kouchi replaced Senator Ige as Co-Chair.

H.B. No. 514, HD 2, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 518, HD 2, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 519, HD 1, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 536, HD 1, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 632, HD 2, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 653, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 656, HD 2, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 668, HD 2, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 673, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 747, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 749, HD 2, SD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 762, HD 2, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 763, HD 1, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 800, HD 1, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 805, HD 1, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 841, HD 1, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 879, HD 2, SD 1	Senator Ige discharged as Co-Chair; Added as conferee.
H.B. No. 880, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 888, HD 2, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 908, HD 2, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 909, HD 2, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 914, HD 1, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 918, HD 1, SD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 924, HD 1, SD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 928, HD 1, SD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 977, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee.
H.B. No. 980, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
H.B. No. 986, HD 1, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 988, HD 2, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 1068, HD 1, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 1071, HD 1, SD 2	Senator Kidani replaced Senator Ige as Co-Chair.
H.B. No. 1103, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1119, HD 1, SD 1	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 1130, HD 1, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 1136, HD 2, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 1137, HD 1, SD 2	Senator Espero replaced Senator Ige as Co-Chair.
H.B. No. 1149, HD 3, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 1227, HD 1, SD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 1263, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1279, HD 1, SD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.

H.B. No. 1328, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1330, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1374, HD 1, SD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 1375, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1392, HD 1, SD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
H.B. No. 1412, SD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
H.B. No. 1419, HD 2, SD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
H.B. No. 1424, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
H.B. No. 1430, HD 2, SD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 5, SD 1, HD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 23, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 69, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 71, SD 2, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 82, SD 1, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 105, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 199, SD 2, HD 1	Senator Ige discharged as Co-Chair.
S.B. No. 237, SD 2, HD 1	Senator Kidani replaced Senator Ige as Co-Chair. Senator Dela Cruz replaced Senator Keith-Agaran as conferee.
S.B. No. 239, SD 1, HD 2	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 305, SD 1, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 326, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 343, SD 2, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 381, SD 2, HD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 391, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 403, SD 2, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 498, SD 2, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 505, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Espero added as Co-Chair. Senator Kouchi discharged as conferee.
S.B. No. 515, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 524, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 551, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 563, SD 3, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 573, SD 2, HD 1	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 593, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 606, SD 2, HD 2	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 665, SD 1, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 666, SD 2, HD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 697, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 722, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.

S.B. No. 757, SD 2, HD 2	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 803, SD 2, HD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 815, SD 2, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 873, SD 2, HD 1	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 879, SD 1, HD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 930, SD 1, HD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 987, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 993, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee.
S.B. No. 1010, SD 1, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi added as Co-Chair.
S.B. No. 1025, HD 3	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1042, SD 2, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1067, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 1068, SD 2, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1069, SD 2, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1070, SD 2, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1071, SD 2, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1073, SD 2, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1074, SD 2, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1077, SD 2, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1082, SD 1, HD 2	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 1083, HD 2	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 1100, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 1101, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 1118, SD 1, HD 1	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1124, SD 1, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 1133, SD 2, HD 2	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 1161, SD 1, HD 2	Senator Kouchi replaced Senator Ige as Co-Chair.
S.B. No. 1214, SD 1, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1221, SD 2, HD 2	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 1254, SD 1, HD 1	Senator Chun Oakland replaced Senator Ige as Co-Chair.
S.B. No. 1256, SD 1, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 1280, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 1336, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 1339, SD 1, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 1340, SD 2, HD 2	Senator Espero replaced Senator Ige as Co-Chair.
S.B. No. 1357, SD 2, HD 1	Senator Kouchi discharged as conferee. Senator Ige discharged as Co-Chair.
S.B. No. 1360, SD 1, HD 1	Senator Kidani replaced Senator Ige as Co-Chair.
S.B. No. 1361, SD 2, HD 1	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.

Sen. Com. No. 710, dated April 18, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 90, HD 2, SD 2	Gabbard, Chair; Espero/Chun Oakland, Co-Chairs; Ihara, Slom
H.B. No. 115, HD 3, SD 2	Taniguchi, Chair; Ige, Co-Chair; Kahele, Keith-Agaran, Kouchi

H.B. No. 560, HD 1, SD 1	Dela Cruz, Chair; Taniguchi/Kouchi, Co-Chairs; Ige, Slom
H.B. No. 1209, HD 1, SD 2	Wakai, Chair; Nishihara/Chun Oakland, Co-Chairs; Kouchi, Slom
H.B. No. 1396, HD 1, SD 2	Wakai, Chair; Solomon/Chun Oakland, Co-Chairs; Keith-Agaran, Slom

Sen. Com. No. 711, dated April 18, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 406, SD 2, HD 1	Galuteria, Chair; Hee/Kidani, Co-Chairs; Keith-Agaran, Kouchi
S.B. No. 532, SD 1, HD 1	Hee, Chair; Shimabukuro/Ige, Co-Chairs; Gabbard
S.B. No. 1235, SD 2, HD 1	Baker, Chair; Espero, Co-Chair; Slom

Sen. Com. No. 712, dated April 18, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bills:

S.B. No. 106, SD 1, HD 1	Senator Ige discharged as Co-Chair. Senator English added as Co-Chair. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 345, SD 1, HD 1	Senator Ige discharged as Co-Chair. Senator Ihara discharged as conferee. Senator Chun Oakland added as Co-Chair. Senator Taniguchi added as conferee.
S.B. No. 614, SD 1, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kouchi discharged as conferee; Added as Co-Chair.
S.B. No. 997, SD 2, HD 2	Senator Ige discharged as Co-Chair; Added as conferee. Senator Kidani discharged as conferee; Added as Co-Chair.
S.B. No. 1003, SD 2, HD 1	Senator Ige discharged as Co-Chair. Senator Chun Oakland added as Co-Chair.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 99) was received by the Clerk and was placed on file:

Dept. Com. No. 99, from the State Procurement Office, dated April 11, 2013, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of March through April 12, 2013, pursuant to Act 222, SLH 2012.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Kawakami introduced from Kapaa Middle School: students of AVID, teachers and chaperones.

At 11:41 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:53 o'clock a.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Thielen and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar. (Representatives Fukumoto and Oshiro were excused.)

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representatives Fukumoto and Oshiro were excused.)

H.B. No. 178, HD 1, (SD 1)
H.B. No. 808, HD 1, (SD 1)
H.B. No. 811, HD 2, (SD 1)
H.B. No. 918, HD 1, (SD 1)
H.B. No. 929, (SD 1)
H.B. No. 999, HD 2, (SD 1)
H.B. No. 1202, HD 1, (SD 1)

H.B. No. 178, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 178, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION," passed Final Reading by a vote of 48 ayes to 1 no, with Representative McDermott voting no, and with Representatives Fukumoto and Oshiro being excused.

H.B. No. 808, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 808, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

H.B. No. 811, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 811, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

H.B. No. 918, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 918, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

H.B. No. 929, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 929, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

H.B. No. 999, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 999, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

H.B. No. 1202, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1202, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS," passed Final Reading by a vote of 49 ayes, with Representatives Fukumoto and Oshiro being excused.

At 11:56 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 178, HD 1, SD 1
H.B. No. 808, HD 1, SD 1
H.B. No. 811, HD 2, SD 1
H.B. No. 918, HD 1, SD 1
H.B. No. 929, SD 1
H.B. No. 999, HD 2, SD 1
H.B. No. 1202, HD 1, SD 1

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House conferees previously appointed to House Bill 1130, House Draft 1, Senate Draft 1. The House will now proceed to reconsider its disagreement to the Senate amendments to certain House Bills including the aforementioned measure."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives Fukumoto, Oshiro and Tokioka were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Awana and carried: (Representatives Fukumoto, Oshiro and Tokioka were excused.)

H.B. No. 1059, HD 2, (SD 2)
H.B. No. 1130, HD 1, (SD 1)

ADJOURNMENT

At 11:58 o'clock a.m., on motion by Representative Awana, seconded by Representative Thielen and carried, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, April 22, 2013. (Representatives Fukumoto, Oshiro and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 19, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 563, SD 3, HD 2	Choy/Luke, Co-Chrs.; Nishimoto, Fale

House Communication dated April 19, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

H.B. No. 1130, HD 1, SD 1	Discharged all conferees.

House Communication dated April 19, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 1059, HD 2, SD 2
H.B. No. 1130, HD 1, SD 1

House Communication dated April 19, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 178, HD 1, SD 1
H.B. No. 808, HD 1, SD 1
H.B. No. 811, HD 2, SD 1
H.B. No. 918, HD 1, SD 1
H.B. No. 929, SD 1
H.B. No. 999, HD 2, SD 1
H.B. No. 1202, HD 1, SD 1

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"April 19, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bill, a copy of which is attached hereto:

S.B. No. 1084, SD1, HD1, CD1
"PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS."

Respectfully,
/s/ Carol Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

FIFTY-FOURTH DAY

Monday, April 22, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:37 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Pastor Ellie Kapihe of Windward Missionary Church, after which the Roll was called showing all Members present with the exception of Representatives Belatti and Carroll, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Third Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1118 through 1126) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1118, informing the House that on April 18, 2013, the following bill was signed into law:

H.B. No. 868, entitled: "A BILL FOR AN ACT RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM." (ACT 018)

Gov. Msg. No. 1119, informing the House that on April 18, 2013, the following bill was signed into law:

H.B. No. 79, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES." (ACT 019)

Gov. Msg. No. 1120, informing the House that on April 18, 2013, the following bill was signed into law:

H.B. No. 651, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS." (ACT 020)

Gov. Msg. No. 1121, informing the House that on April 18, 2013, the following bill was signed into law:

S.B. No. 1000, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE." (ACT 021)

Gov. Msg. No. 1122, informing the House that on April 18, 2013, the following bill was signed into law:

S.B. No. 1001, entitled: "A BILL FOR AN ACT RELATING TO THE ENHANCED 911 BOARD." (ACT 022)

Gov. Msg. No. 1123, informing the House that on April 18, 2013, the following bill was signed into law:

S.B. No. 1036, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL." (ACT 023)

Gov. Msg. No. 1124, informing the House that on April 18, 2013, the following bill was signed into law:

S.B. No. 1039, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION." (ACT 024)

Gov. Msg. No. 1125, informing the House that on April 18, 2013, the following bill was signed into law:

H.B. No. 927, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND." (ACT 025)

Gov. Msg. No. 1126, informing the House that on April 18, 2013, the following bill was signed into law:

S.B. No. 633, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTING ACTIVITIES." (ACT 026)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. No. 713) were received and announced by the Clerk:

Sen. Com. No. 713, dated April 19, 2013, informing the House that the Senate has on April 18, 2013, agreed to the amendments proposed by the House to the following Senate Bill and that said bill has this day passed Final Reading:

S.B. No. 516, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Takai introduced Captain John Brownell from the Nevada National Guard.

Representative Lee introduced 7th, 8th and 9th graders from Iolani School.

At 11:46 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:46 o'clock a.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1715) recommending that S.C.R. No. 41, SD 1, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 41, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was adopted, with Representatives Belatti and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1716) recommending that S.C.R. No. 21, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 21, HD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE EXCHANGE AND SALE OF PROPERTY BETWEEN THE STATE OF HAWAII AND NAPOLEON, ET AL., APPROVED BY THE BOARD OF LAND AND NATURAL RESOURCES AT ITS MEETING ON JUNE 8, 2012, UNDER AGENDA ITEM D-11," was adopted, with Representatives Belatti and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1717) recommending that S.C.R. No. 172, SD 2 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 172, SD 2, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE COUNTY OF HAWAII TO CONTINUE NEGOTIATIONS WITH THE PRIVATE LESSEE OF STATE LAND TO MUTUALLY CANCEL THE LEASE OR, ALTERNATIVELY, TO OBTAIN A PUBLIC EASEMENT IN FAVOR OF THE COUNTY TO ALLOW THE COUNTY TO PROCEED WITH ITS PLANS FOR THE WAIMEA TRAILS AND GREENWAYS TRAILHEAD AND COUNTY PARK," was adopted, with Representatives Belatti and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1718) recommending that S.C.R. No. 173, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 173, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE STATE FOUNDATION ON CULTURE AND THE ARTS TO ASSIST THE FRIENDS OF LILIUOKALANI GARDENS IN ITS PREPARATIONS TO COMMEMORATE THE CENTENNIAL OF THE DEATH OF QUEEN LILIUOKALANI AND THE ESTABLISHMENT OF THE GARDEN SHE FOSTERED," was adopted, with Representatives Belatti and Carroll being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1719) recommending that S.C.R. No. 11 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 643 PAPAHEHI PLACE, HONOLULU, HAWAII," was adopted, with Representatives Belatti and Carroll being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1720) recommending that S.C.R. No. 12 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 12, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-011 KUAHELANI AVENUE, NO. 111, MILILANI, HAWAII," was adopted, with Representatives Belatti and Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1721) recommending that S.C.R. No. 83 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 83, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING AND SUPPORTING THE NATIVE HAWAIIAN HOSPITALITY ASSOCIATION FOR THEIR EFFORTS IN PREPARING FOR THE DESIGNATION OF WAIKĪKĪ - KAUHALE O HOʻOKIPA AS A HAWAII STATE AND NATIONAL SCENIC BYWAY," was adopted, with Representatives Belatti and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1722) recommending that S.C.R. No. 108 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 108 be adopted, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. Mr. Speaker, I spoke earlier about my work in the United Nations in Micronesia and the various areas, which because they have no economy the UN wanted to establish a private sector, 70% of all of the economy of Micronesia is either welfare payment, government work or transfer payment.

"This vehicle rightly states that we have been negligent. But what it incorrectly states, and I want to make very clear, Micronesians have the same rights as US citizens except for one, and that's to vote. The way that this wording is stated makes it look like making them aliens is a benefit. Now it may benefit the State of Hawaii because we may get more federal aid, but to demean these citizens who sacrificed immensely during the Second World War and the experiments for the defense of our country through the atomic experiments. I think we're damning with faint praise and that's not to use Shakespearean language lightly.

"Mr. Speaker, I think we need to look at this closely and know our words are other than for money because these are peoples who are real and not imaginary and they have all the rights of all of us who stand here except to vote and that's the only difference, Mr. Speaker. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Takai rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this. Thank you. In the previous discussion on the House Concurrent Resolution I didn't stand up because I wanted to give the Senate Concurrent Resolution a fair shot of coming over to the House and now we have it here before us. I want to assure the Representative from Hawaii Kai that we didn't work in isolation to get here today in support of this Senate Concurrent Resolution. In fact, we have worked very closely with the advocates for the COFA and from the Federated States of Micronesia and from the Republic of the Marshall Islands.

"They were the ones that encouraged us to be here today in support of this resolution, because as you may know, Congresswoman Hanabusa is advocating for something similar at the federal level. They want this status because with this status comes additional benefits. So regardless of how we may feel about the definition of 'alien,' these people want the status because they'll get recognized one step further and be provided with benefits. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, a brief retort. I would challenge anybody in this Body to say there's anything higher than being a US citizen other than voting. Having the rights of all of us here except for voting. That's what a US citizen has and a Micronesian. Whether this is a federal, state kind of manipulation for funding, that I will grant. But in terms of who these people are, I would not surrender."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCLUDE RESIDENT CITIZENS OF THE FREELY ASSOCIATED STATES WHO LAWFULLY RESIDE IN THE UNITED STATES AS "QUALIFIED ALIENS" UNDER THE PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT OF 1996 IN RECOGNIZING THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA," was adopted, with Representatives Fale and Ward voting no, and with Representatives Belatti and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1723) recommending that S.C.R. No. 141 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO DISPLAY ALL WORKS OF ART IN ITS COLLECTION AND TO MAKE PUBLICLY AVAILABLE ON THE INTERNET PHOTOGRAPHS AND INFORMATION OF EVERY WORK OF ART IN THE FOUNDATION'S COLLECTION," was adopted, with Representatives Belatti and Carroll being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1724), recommending that S.C.R. No. 60, SD 2 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 60, SD 2, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO INITIATE THE SPONSORSHIP PROCESS FOR THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT "STEP-UP" PROGRAM TO PROVIDE NEW EMPLOYMENT AND TRAINING PROGRAMS FOR PUBLIC HOUSING RESIDENTS AND OTHER LOW-INCOME PEOPLE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Cabanilla, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1725), recommending that S.C.R. No. 137, SD 1 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 137, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COORDINATOR ON HOMELESSNESS TO ASSEMBLE A WORKING GROUP TO IDENTIFY INNOVATIVE HOUSING SOLUTIONS FOR HOMELESS NATIVE HAWAIIAN FAMILIES; INVESTIGATE SUITABLE AND AVAILABLE FEDERAL, STATE, COUNTY, AND PRIVATE LAND FOR INNOVATIVE HOUSING PROJECTS; AND PREPARE A PLAN TO DEVELOP A DEMONSTRATION HOUSING PROJECT FOR HOMELESS NATIVE HAWAIIAN FAMILIES THAT CAN SERVE AS A MODEL STATEWIDE," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1726), recommending that S.C.R. No. 147, SD 2 be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 147, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT," was referred to the Committee on Education, with Representative Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1727), recommending that S.C.R. No. 99 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 6 THROUGH 13, 2013, AS "HAWAII FISHING AND SEAFOOD WEEK"," was referred to the Committee on Finance, with Representative Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1728), recommending that S.C.R. No. 20 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 20 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," was referred to the Committee on Finance, with Representative Jordan voting no, and with Representative Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1729), recommending that S.C.R. No. 164 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 164 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations with a brief comment. Mr. Speaker, I'm concerned about this resolution in regards to where it originated from. It originated from an effort to ask for $100 million to purchase the undeveloped lands around Turtle Bay, and I'm concerned in regards to the priorities within my community, Mr. Speaker.

"We have Kahuku High School, which is in the same area as the area here for Turtle Bay, Mr. Speaker. Whenever we get a good dose of rain, the kids in my community can't go to school, Mr. Speaker. As I've mentioned numerous times before, in my community we have areas that are pushing 80% of the families cannot pay for the meals of their own kids who go to school there because of the pervasive poverty issues which are found in my community, Mr. Speaker.

"My concern with this resolution is that it would misdirect the efforts of the limited resources that we have available to us at this time. So this could end in the use of a $100 million towards the purchasing of undeveloped land around Turtle Bay and would not direct those resources towards fixing the host of issues that we have in regards to the school facilities that we have in the area, Mr. Speaker.

"To solve the flooding issue for the Kahuku High School and surrounding community would cost about $14 million, Mr. Speaker, and I think that should take priority over this effort, and I'm concerned that this measure would not place the priorities and the spending in regards to my community, Mr. Speaker, and making sure that our kids get out of poverty and that is going to primarily come through fixing the education system.

"So my concern is just where this would end up in priority, Mr. Speaker, and it should be ending poverty and fixing education, Mr. Speaker, and not towards purchasing land to do nothing with it."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 164, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A WORKING GROUP TO DEVELOP A CONSERVATION ACTION PLAN TO EXPLORE AND IDENTIFY CONSERVATION ALTERNATIVES FOR THE UNDEVELOPED PORTIONS OF THE TURTLE BAY HOTEL AND RESORT

PROPERTY AND SURROUNDING LANDS WITH CONSERVATION OR HISTORIC VALUE," was referred to the Committee on Finance, with Representative Carroll being excused.

Representatives Wooley and Lee, for the Committee on Agriculture and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1730), recommending that S.C.R. No. 74, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 74, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE INVASIVE SPECIES COUNCIL TO DEVELOP AND IMPLEMENT A COMPREHENSIVE INTERAGENCY PLAN FOR THE CONTROL AND ERADICATION OF ALBIZIA THROUGHOUT THE STATE; STARTING WITH THE ISLAND OF HAWAII, AND TO PARTNER TO UTILIZE ALBIZIA TREES THAT ARE REMOVED AND URGING THE DEPARTMENT OF AGRICULTURE TO INVESTIGATE BIOCONTROL AGENTS FOR THE CONTROL OF ALBIZIA," was referred to the Committee on Finance, with Representative Carroll being excused.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Takai, on behalf of Representative Coffman and himself, introduced Mrs. Shirley Kauhaihao, wife of First Lieutenant John Kauhaihao.

REPORTS OF CONFERENCE COMMITTEES

At this time, the Chair stated:

"Members, please note the 10 day notice for Senate Bill Number 1084, SD 1, HD 1, CD 1, as required by the Hawaii State Constitution for any constitutional amendments. Notice of the final form of the amendment was given to the Governor on April 19, 2013. The House and Senate will address this measure for Final Reading on April 30th. Please also note Conference Committee Report Number 2 for the 48 hour notice."

Representatives Takumi, Rhoads and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1084, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 1) recommending that S.B. No. 1084, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article XVII, Section 3, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and S.B. No. 1084, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," was deferred to April 30, 2013.

Representatives Takumi and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1083, HD 2, presented a report (Conf. Com. Rep. No. 2) recommending that S.B. No. 1083, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2 and S.B. No. 1083, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," was deferred for a period of 48 hours.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar. (Representative Carroll was excused.)

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representative Carroll was excused.)

H.B. No. 1059, HD 2, (SD 2)
H.B. No. 1130, HD 1, (SD 1)

H.B. No. 1059, HD 2, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1059, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS," passed Final Reading by a vote of 50 ayes, with Representative Carroll being excused.

H.B. No. 1130, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1130, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Final Reading by a vote of 50 ayes, with Representative Carroll being excused.

At 12:01 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1059, HD 2, SD 2
H.B. No. 1130, HD 1, SD 1

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, April 23, 2013. (Representative Carroll was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 22, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 17, HD 1, SD 2	Evans/Rhoads, Co-Chrs.; Kawakami, Cheape
H.B. No. 653, SD 1	Belatti/Morikawa, Co-Chrs.; Kobayashi, Fukumoto

House Communication dated April 22, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 1059, HD 2, SD 2
H.B. No. 1130, HD 1, SD 1

FIFTY-FIFTH DAY

Tuesday, April 23, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:37 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Rida T.R. Cabanilla, after which the Roll was called showing all Members present with the exception of Representative Ward, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Fourth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 714 through 735) were received and announced by the Clerk:

Sen. Com. No. 714, transmitting H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A PERPETUAL, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN KAPAHULU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, AND REPAIR OF AN EXISTING SEAWALL AND STEPS," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 715, transmitting H.C.R. No. 164, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE AEGIS BALLISTIC MISSILE DEFENSE SYSTEM AND THE GROUND-BASED MIDCOURSE DEFENSE SYSTEM," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 716, transmitting H.C.R. No. 201, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 717, transmitting H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO AWARD THE CONGRESSIONAL MEDAL OF HONOR TO JOHN KUULEI KAUHAIHAO, OF HONAUNAU, HAWAII," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 718, transmitting H.C.R. No. 6, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF PUBLIC LAW 103-150, RECOGNIZING THE PROGRESS MADE TOWARDS RECONCILIATION AND NATIVE HAWAIIAN SELF-GOVERNANCE AND SELF-DETERMINATION, REAFFIRMING THE STATE'S COMMITMENT TO RECONCILIATION WITH NATIVE HAWAIIANS FOR HISTORICAL INJUSTICES, URGING THE FEDERAL GOVERNMENT TO ADVANCE RECONCILIATION EFFORTS WITH NATIVE HAWAIIANS, AND SUPPORTING EFFORTS TO FURTHER THE SELF-DETERMINATION AND SOVEREIGNTY OF NATIVE HAWAIIANS," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 719, transmitting H.C.R. No. 33, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING THE MONTHS OF APRIL AND SEPTEMBER OF 2013 AND 2014," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 720, transmitting H.C.R. No. 46, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LANIKAI, KOOLAUPOKO, OAHU, FOR SEAWALL AND REVETMENT PURPOSES," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 721, transmitting H.C.R. No. 47, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 722, transmitting H.C.R. No. 48, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 723, transmitting H.C.R. No. 92, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPAND THE MANDARIN CHINESE LANGUAGE CURRICULUM IN PUBLIC HIGH SCHOOLS," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 724, transmitting H.C.R. No. 96, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING REASONABLE CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 725, transmitting H.C.R. No. 99, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO ADD A MEMBER TO THE HAWAII REFINERY TASK FORCE AND TO REQUEST THE TASK FORCE TO EXAMINE ADDITIONAL ISSUES," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 726, transmitting H.C.R. No. 119, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 727, transmitting H.C.R. No. 120, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT, CONSULT WITH THE WAIANAE COAST COMMUNITY ON THE EXISTING AND FUTURE OCEAN-USE ACTIVITIES," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 728, transmitting H.C.R. No. 129, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 729, transmitting H.C.R. No. 130, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE CONSTRUCTION OF A MEMORIAL COMMEMORATING THE WAR IN THE PACIFIC AT THE PEARL HARBOR VISITOR CENTER," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 730, transmitting H.C.R. No. 143, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO EXEMPT CERTAIN CORAL SPECIES IN ALL STATE WATERS, PARTICULARLY COMMERCIAL HARBORS, FROM RECLASSIFICATION UNDER A PROPOSED FEDERAL RULE CHANGE," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 731, transmitting H.C.R. No. 161, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO DETERMINE THE SCOPE AND SPECIFIC DUTIES OF THE HEALTH EDUCATOR PROFESSION," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 732, transmitting H.C.R. No. 204, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A WORKING GROUP TO STUDY, CONSIDER, AND RECOMMEND WAYS TO REDUCE THE TRANSPORT TIME AND COST OF SHIPPING GOODS TO OAHU FROM MOLOKAI, LANAI, AND HANA, MAUI," which was adopted by the Senate on April 22, 2013.

Sen. Com. No. 733, dated April 22, 2013, informing the House that the Senate has on April 19, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 883, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Sen. Com. No. 734, dated April 22, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 331, SD 2, HD 1	Hee, Chair; Ige, Co-Chair; Kouchi, Ruderman, Shimabukuro

Sen. Com. No. 735, dated April 22, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bills:

H.B. No. 152, HD 1, SD 2	Senator Kidani discharged as Co-Chair; Added as conferee. Senator Ige discharged as conferee; Added as Co-Chair.
H.B. No. 252, HD 2, SD 2	Senator Ige added as Co-Chair.
S.B. No. 1093, SD 2, HD 2	Senator Kidani discharged as Co-Chair.

At 11:42 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:53 o'clock a.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1731), recommending that S.C.R. No. 66, SD 2 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 66, SD 2 be referred to the Committee on Finance, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of the measure, stating:

"I rise in support, Mr. Speaker. With the shortage and the increasing shortage of family practice and general practitioners in our state, the advanced practice nurses help us serve the gap with these services. Identifying these barriers will definitely help the people in our state and us, Mr. Speaker, in providing the health care of our people. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 66, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING TO CONVENE A WORKING GROUP COMPOSED OF VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSES TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE," was referred to the Committee on Finance, with Representative Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1732), recommending that S.C.R. No. 87, SD 1 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 87, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE HAWAII PSYCHOLOGICAL ASSOCIATION TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED PSYCHOLOGISTS IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1733), recommending that S.C.R. No. 155, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 155, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was referred to the Committee on Finance, with Representative Ward being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1734), recommending that S.C.R. No. 125, SD 1 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 125, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1735), recommending that S.C.R. No. 22 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAALAEA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE

AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1736), recommending that S.C.R. No. 23, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 23, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1737), recommending that S.C.R. No. 105 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1738), recommending that S.C.R. No. 126 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1739), recommending that S.C.R. No. 69 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI, FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND REVETMENT FOOTINGS OF A HISTORIC SWIMMING POOL," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1740), recommending that S.C.R. No. 101 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1741), recommending that S.C.R. No. 103 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 103, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representative Ward being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1742), recommending that S.C.R. No. 106 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 106, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was referred to the Committee on Finance, with Representative Ward being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1743), recommending that S.C.R. No. 100 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 100, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO STRIVE TO ACHIEVE OR MAINTAIN GENDER EQUITY IN THE NOMINATIONS AND APPOINTMENTS OF MEMBERS TO STATE BOARDS AND COMMISSIONS," was referred to the Committee on Judiciary, with Representative Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1744), recommending that S.C.R. No. 37, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 37, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO CONSIDER WHETHER STRANDED COSTS ARE A SIGNIFICANT FACTOR IN THE ELECTRIC UTILITIES' FAILURE TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND ANY APPROPRIATE MEASURES THAT WOULD ENCOURAGE ELECTRIC UTILITIES TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND THE POTENTIAL IMPACT THIS WOULD HAVE ON RATEPAYERS," was referred to the Committee on Finance, with Representative Ward being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1745),

recommending that S.C.R. No. 28, SD 1 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 28, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO REPORT TO THE LEGISLATURE ON THE PROGRESS IN IMPLEMENTING THE RECOMMENDATIONS OF THE RELIABILITY STANDARDS WORKING GROUP," was referred to the Committee on Consumer Protection & Commerce, with Representative Ward being excused.

At 11:56 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:58 o'clock a.m.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1746) recommending that S.C.R. No. 62, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 62, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT CONTINUED FUNDING FOR THE CONGRESSIONALLY DIRECTED MEDICAL RESEARCH PROGRAM FOR NEUROFIBROMATOSIS," was adopted.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1747) recommending that S.C.R. No. 158, SD 2 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 158, SD 2, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MANELE BAY, LANAI, FOR RENOVATION OF MANELE SMALL BOAT HARBOR," was adopted.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1748) recommending that S.C.R. No. 129, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 129, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CREATE A WORKING GROUP TO STUDY INSURANCE RECOUPMENT," was adopted.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1749) recommending that S.C.R. No. 159, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 159, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO EXPLORE THE USE OF ELECTRONIC TRANSMISSION OF INSURANCE NOTICES AND DOCUMENTS," was adopted.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1750) recommending that S.C.R. No. 84, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 84, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONTRACTORS LICENSE BOARD TO CONDUCT AN ASSESSMENT AND PREPARE A REPORT THAT EVALUATES EACH LICENSING CLASSIFICATION UNDER CHAPTER 444, HAWAII REVISED STATUTES," was adopted.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1751) recommending that H.R. No. 70, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 70, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY WITH COOPERATION FROM THE DEPARTMENT OF HEALTH AND THE HAWAII VISITORS AND CONVENTION BUREAU TO IMPROVE MARKETING AND VISITOR INFORMATION STRATEGIES TO ATTRACT TRAVELERS WITH DISABILITIES TO HAWAII," was adopted.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1752) recommending that H.R. No. 112 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.R. No. 112, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE WITHIN THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO EXAMINE THE POTENTIAL BENEFITS OF CREATING TWENTY-FOUR HOUR MARKETPLACES ACROSS THE STATE," was adopted.

REPORTS OF CONFERENCE COMMITTEES

At this time, the Chair stated:

"Members, please note the Conference Committee Reports listed on pages 9 and 10 for the 48-hour notice."

Representatives Takumi, Hanohano and Tsuji, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 48, HD 1, presented a report (Conf. Com. Rep. No. 3) recommending that S.B. No. 48, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3 and S.B. No. 48, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was deferred for a period of 48 hours.

Representatives Takumi and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1082, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 4) recommending that S.B. No. 1082, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4 and S.B. No. 1082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 328, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 5) recommending that S.B. No. 328, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5 and S.B. No. 328, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," was deferred for a period of 48 hours.

Representative McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 502, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 6) recommending that S.B. No. 502, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6 and S.B. No. 502, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," was deferred for a period of 48 hours.

Representatives Cabanilla and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 507, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 7) recommending that S.B. No. 507, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 7 and S.B. No. 507, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1066, HD 1, presented a report (Conf. Com. Rep. No. 8) recommending that S.B. No. 1066, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 8 and S.B. No. 1066, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," was deferred for a period of 48 hours.

Representatives Cabanilla and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 84, HD 2, presented a report (Conf. Com. Rep. No. 9) recommending that S.B. No. 84, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 9 and S.B. No. 84, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred for a period of 48 hours.

ANNOUNCEMENTS

Representative Luke: "Thank you. Mr. Speaker, I request a waiver of the 24-hour notice requirement to hear certain House Bills for a Conference Committee.

"House Bill 51, SD 1, Relating to State Bonds, will be heard tonight, Tuesday, April 23, 2013 at 7:00 p.m. in Conference Room 309. This is an item that we discussed yesterday but in our haste of closing out the budget discussion we didn't start conference on this matter until way past 7:30, so even if we announced last night that this will be heard, today we had to re-notice. Thank you," and the Chair "so ordered."

LATE INTRODUCTIONS

The following late introduction was made to the Member of the House:

Representative Kawakami introduced Aunty Joy Kouchi of Kauai, and Aunty Pat Gushiken from Michigan.

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 24, 2013.

FIFTY-SIXTH DAY

Wednesday, April 24, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 11:38 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Representative Richard Lee Fale, after which the Roll was called showing all Members present with the exception of Representatives Har and Oshiro, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Fifth Day was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Takumi introduced Ms. Ai-jen Poo, Director of the National Domestic Workers Alliance; and Professor Robert Perkinson, American Studies, University of Hawaii at Manoa.

At 11:44 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:11 o'clock p.m.

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 12:13 o'clock p.m.

Representative Ichiyama introduced third grade students from Salt Lake Elementary School, and their teacher, Ms. Cheryl Kojima.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1127 through 1138) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1127, informing the House that on April 22, 2013, the following bill was signed into law:

H.B. No. 411, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS." (ACT 027)

Gov. Msg. No. 1128, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 409, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MAHINA ‘OLELO HAWAI‘I." (ACT 028)

Gov. Msg. No. 1129, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 891, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC." (ACT 029)

Gov. Msg. No. 1130, informing the House that on April 22, 2013, the following bill was signed into law:

H.B. No. 919, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT." (ACT 030)

Gov. Msg. No. 1131, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 870, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS." (ACT 031)

Gov. Msg. No. 1132, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 306, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID." (ACT 032)

Gov. Msg. No. 1133, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 1187, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT TAXES." (ACT 033)

Gov. Msg. No. 1134, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 1040, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC SYSTEMS." (ACT 034)

Gov. Msg. No. 1135, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY." (ACT 035)

Gov. Msg. No. 1136, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE." (ACT 036)

Gov. Msg. No. 1137, informing the House that on April 22, 2013, the following bill was signed into law:

S.B. No. 120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES." (ACT 037)

Gov. Msg. No. 1138, informing the House that on April 22, 2013, the following bill was signed into law:

H.B. No. 1133, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND." (ACT 038)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 736 through 738) were received and announced by the Clerk:

Sen. Com. No. 736, transmitting H.C.R. No. 189, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ENGAGE AND WORK WITH LANAI, MOLOKAI, AND THE OTHER NEIGHBOR ISLAND COMMUNITIES WHEN FORMULATING ENERGY POLICY AND IDENTIFYING ENERGY PROJECTS FOR THE STATE OF HAWAII," which was adopted by the Senate on April 23, 2013.

Sen. Com. No. 737, dated April 23, 2013, informing the House that the Senate has on April 17, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has move to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 1193, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES."

Sen. Com. No. 738, dated April 24, 2013, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 487, HD 2, SD 2	Nishihara, Chair; Kouchi, Co-Chair; Ige
H.B. No. 1264, HD 2, SD 2	Nishihara, Chair; Kouchi, Co-Chair; Ige

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communication (Misc. Com. No. 4) was received and announced by the Clerk and was placed on file:

Misc. Com. No. 4, received April 23, 2013, from Americans for Democratic Action/Hawaii, Common Cause Hawaii, League of Women Voters of Hawaii, Citizen Voice, Choon James - Country Talk Story, Conservation Council for Hawaii, Hawaii Coalition for Legislative Reform, Hawaii Open Data, Hawaii's Thousand Friends, Kokua Council, Media Council Hawaii, Open Law Alliance, and members of the public, submitting a petition to the Senate under Rule 67 and the House under Rule 44, asking the Senate and House to ban certain committee-level legislative practices and to oppose certain 2013 legislative session bills which are products of those practices.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Final Reading by consent calendar. (Representatives Brower, Har and Oshiro were excused.)

UNFINISHED BUSINESS

Conf. Com. Rep. No. 2 and S.B. No. 1083, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1083, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill.

"Members, as you know, with student bus costs tripling to $72.4 million over the past seven years and last year's school transportation budget leaving a $17 million deficit, it's clear that student transportation is an important and crucial issue to our state. Last year, rather than taking money from other educational programs, we tried to address this deficit through budget cuts. We hoped that these cuts would encourage the Department of Education (DOE) to reign in and restructure contracting costs of private bus companies.

"In analyzing the management of these DOE bus contracts, the State Auditor reported that bus services have been managed 'ineffectively' and 'unsystematically.' In Report No. 12-07, *Management Audit of the Department of Education's School Bus Transportation Services*, the State Auditor determined that the DOE failed to acknowledge anticompetitive behavior, thus wasting state resources.

"Over the past few years, the private bus market in Hawaii has been monopolized and run by a few select big-name companies. Smaller companies have been run out and a lack of competition has led to increasingly higher costs and higher rates of rebid contracts. Simply stated, without competition and oversight, costs of private bus transportation will continue to rise and we will continually face the dilemma of student transportation cuts.

"Without addressing the repercussions of anticompetitive behavior, this not only translates to a higher cost for students, but also into cuts in bus routes that inconveniences students and families. Throughout the past few years, bus costs have risen from $0.35 to $1.25. Furthermore, last year, the Department of Education was forced to cut student bus routes. These cuts were initially estimated to affect 20,000 students, decreased to 4,000 in June, and 2,380 in July (with the help of $11.7 million in federal impact aid funds).

"These cuts place a further unreasonable burden on students and families and without bus service, many students will choose to stay home. Take for example, Aiea Elementary School, where students come from as far away as Puu Wai Momi in Halawa. If bus service is not provided to these students, they would need to walk more than one mile across the entire Aloha Stadium property, and then over a six-lane freeway to get to school. Additionally, some children living in Aiea Heights and who attend Alvah Scott Elementary School on Moanalua Road would have a three mile walk to school. Aiea Heights Drive is a dangerous road without adequate sidewalks, and safety is an understandable concern. It is with absolute certainty that a student will not learn if he or she isn't in school, and some kids will not go to school without student bus service.

"This bill encourages competitiveness by making wage certification inapplicable to school bus contracts and allows for a larger pool of contractor applicants. Per the suggestions of the State Auditor for the DOE to 'develop and implement a policy concerning procurement training' and to 'develop and implement procedures for reporting suspected anticompetitive practices,' these amendments give the DOE the leeway to create said policies and procedures.

"As legislators, we have to do our part to help the DOE manage the rising costs of student transportation. We cannot dehumanize the harsh truth of cutting student transportation and must remember that—not only will thousands of children and family members continue to be affected by the lack of access to school, but those who will suffer most will be the students that cannot afford to find other ways to commute. By cutting routes and not providing all public school children with an option for affordable, safe, and efficient student transportation, we disregard our obligation as a state to provide each child with the same opportunity to get an education.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1083, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Final Reading by a vote of 48 ayes, with Representatives Brower, Har and Oshiro being excused.

At 12:16 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 1083, HD 2, CD 1

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1753), recommending that S.C.R. No. 97 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 97, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1754), recommending that S.C.R. No. 96 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 96, entitled: "SENATE CONCURRENT RESOLUTION COMMENDING THE JUMP START TASK FORCE ON THE CREATION OF THE JUMP START PROGRAM, ENCOURAGING EXPANSION OF THE PROGRAM TO SCHOOLS ON THE ISLANDS OF MAUI AND HAWAII, AND REQUESTING THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES TO CONTINUE THEIR SUPPORT OF THE PROGRAM," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1755), recommending that S.C.R. No. 76 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO RESEARCH STATE MODELS AND BEST PRACTICES ON HOME SCHOOLED STUDENT PARTICIPATION IN PUBLIC SCHOOL EXTRACURRICULAR ACTIVITIES AND SPORTS AND EXPLORE IMPLEMENTATION OF SUCH A PROGRAM IN HAWAII," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1756), recommending that S.C.R. No. 191 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 191, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, IN CONSULTATION WITH THE STATE LIBRARIAN, TO EXPLORE THE FEASIBILITY OF ACTIVATING A STATEWIDE LIBRARY ADVISORY COMMISSION," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1757), recommending that S.C.R. No. 190 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 190, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1758), recommending that S.C.R. No. 123, SD 1 be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 123, SD 1 be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Awana.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 123, SD 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING CONCERN ABOUT THE USE OF HYDRAULIC FRACTURING IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representative Fale voting no, and with Representatives Brower, Har and Oshiro being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1759), recommending that S.C.R. No. 198 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 198, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT HILO TO CONDUCT AN OUTREACH PROGRAM, PERFORM A NEEDS ASSESSMENT, AND ESTABLISH A HIGHER EDUCATION LEARNING CENTER IN THE DISTRICT OF PUNA ON THE ISLAND OF HAWAII," was referred to the Committee on Finance, with Representatives Brower, Har and Oshiro being excused.

Representatives Takumi and Choy, for the Committee on Education and the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1760) recommending that S.C.R. No. 120, SD 2 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committees was adopted and S.C.R. No. 120, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND DEPARTMENT OF EDUCATION TO EVALUATE THE IMPLEMENTATION OF A PLAN TO PROMOTE GREATER AWARENESS OF DYSLEXIA AND PROVIDE COMPREHENSIVE SUPPORT FOR STUDENTS WITH DYSLEXIA AND OTHER LITERACY CHALLENGES," was adopted, with Representatives Brower, Har and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1761) recommending that S.C.R. No. 132, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 132, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT HILO TO ESTABLISH A FORMAL ASSOCIATION WITH THE RISE 21ST CENTURY AFTER SCHOOL PROGRAM," was adopted, with Representatives Brower, Har and Oshiro being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1762) recommending that S.C.R. No. 119, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 119, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE POTENTIAL REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE," was adopted, with Representatives Brower, Har and Oshiro being excused.

REPORTS OF CONFERENCE COMMITTEES

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 960, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 10) recommending that S.B. No. 960, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 10 and S.B. No. 960,

SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," was deferred for a period of 48 hours.

Representatives Tsuji and Tokioka, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1196, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 11) recommending that S.B. No. 1196, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 11 and S.B. No. 1196, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," was deferred for a period of 48 hours.

Representatives Yamane and Evans, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1207, HD 2, presented a report (Conf. Com. Rep. No. 12) recommending that S.B. No. 1207, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 12 and S.B. No. 1207, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Representative Evans, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 995, HD 1, presented a report (Conf. Com. Rep. No. 13) recommending that S.B. No. 995, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 13 and S.B. No. 995, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," was deferred for a period of 48 hours.

Representative Carroll, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1207, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 14) recommending that H.B. No. 1207, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 14 and H.B. No. 1207, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House conferees previously appointed to House Bill Number 654, House Bill Number 877, and House Bill Number 980. The House will now proceed to reconsider the disagreement to the Senate amendments to the aforementioned measures."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives Brower, Har and Oshiro were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Awana and carried: (Representatives Brower, Har and Oshiro were excused.)

H.B. No. 654, HD 2, (SD 1)
H.B. No. 877, HD 1, (SD 1)
H.B. No. 980, HD 2, (SD 2)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Awana and carried: (Representatives Brower, Har and Oshiro were excused.)

H.C.R. No. 6, HD 1 (SD 1)
H.C.R. No. 46, (SD 1)
H.C.R. No. 48, (SD 1)
H.C.R. No. 92, HD 1, (SD 1)
H.C.R. No. 119, (SD 1)
H.C.R. No. 120, (SD 1)
H.C.R. No. 130, (SD 1)
H.C.R. No. 178, HD 1, (SD 1)

H.C.R. No. 6, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 6, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF PUBLIC LAW 103-150, RECOGNIZING THE PROGRESS MADE TOWARDS RECONCILIATION AND NATIVE HAWAIIAN SELF-GOVERNANCE AND SELF-DETERMINATION, REAFFIRMING THE STATE'S COMMITMENT TO RECONCILIATION WITH NATIVE HAWAIIANS FOR HISTORICAL INJUSTICES, URGING THE FEDERAL GOVERNMENT TO ADVANCE RECONCILIATION EFFORTS WITH NATIVE HAWAIIANS, AND SUPPORTING EFFORTS TO FURTHER THE SELF-DETERMINATION AND SOVEREIGNTY OF NATIVE HAWAIIANS," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 46, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 46, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LANIKAI, KOOLAUPOKO, OAHU, FOR SEAWALL AND REVETMENT PURPOSES," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 48, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 48, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 92, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 92, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPAND THE MANDARIN CHINESE LANGUAGE CURRICULUM IN PUBLIC HIGH SCHOOLS," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 119, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 119, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONDUCT A STUDY ON THE FEASIBILITY OF USING SOCIAL IMPACT BONDS TO FUND EARLY LEARNING PROGRAMS AND SERVICES IN THE STATE," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 120, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 120, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT, CONSULT WITH THE WAIANAE COAST COMMUNITY ON THE EXISTING AND FUTURE OCEAN-USE ACTIVITIES," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 130, SD 1:

Representative Saiki moved that H.C.R. No. 130, SD 1 be Adopted, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. I'll be brief. I want to thank the Chairs of both the House and Senate for passing this. This was introduced at the behest of retired Rear Admiral Joe Vasey, who is a World War II veteran, a submariner who was in many battles in the Pacific during World War II.

"He's still alive, he lives at the Arcadia. Some of you may know Joe, he's about 95 years old. He was Senator McCain's father's best friend and he was deputy chief of staff at CINCPAC when McCain's father was the CINCPAC commander, he was the deputy when J.S.M. was a prisoner of war.

"His vision was that Pearl Harbor, this complement what is there and it becomes an educational opportunity for the young people coming along that know that it was not just Pearl Harbor but all of these battles in the Pacific, complement much smaller degree. I thank the Chair of our committee, I think he's done a fantastic job this session, and I thank the Body for supporting this. Thank you, sir."

The motion was put to vote by the Chair and carried, and H.C.R. No. 130, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE CONSTRUCTION OF A MEMORIAL COMMEMORATING THE WAR IN THE PACIFIC AT THE PEARL HARBOR VISITOR CENTER," was Adopted, with Representatives Brower, Har and Oshiro being excused.

H.C.R. No. 178, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 178, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REVIEW AND MODIFY BOARD POLICY NO. 6710 TO IDENTIFY WAYS TO INCORPORATE SUSTAINABILITY EDUCATION AND ENVIRONMENTAL STEWARDSHIP AT THE CLASSROOM LEVEL," was Adopted, with Representatives Brower, Har and Oshiro being excused.

ANNOUNCEMENTS

Representative Takumi: "Thank you very much, Mr. Speaker. We are having a lunch and talk by Ai-jen Poo, who I introduced earlier today, tomorrow at 11:30 a.m. in Room 329. Thank you. If you're interested, call my office. Thank you."

Representative Evans: "Thank you. Representative Tom Brower is not here and he wanted me to announce to all House Members that there'll be lunch in his office. Come by and if you can't stay, please stop by and take out. It's Bangkok Chef, Gina's Drive-in food. Thank you."

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

S.C.R. No.	Re-referred to:
195	Committee on Finance

ADJOURNMENT

At 12:28 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 6:30 o'clock p.m. tomorrow, Thursday, April 25, 2013. (Representatives Brower, Har and Oshiro were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 24, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 654, HD 2, SD 1	Discharged all conferees
H.B. No. 877, HD 1, SD 1	Discharged all conferees
H.B. No. 980, HD 2, SD 2	Discharged all conferees

House Communication dated April 24, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 5, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 654, HD 2, SD 1

House Communication dated April 24, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 877, HD 1, SD 1
H.B. No. 980, HD 2, SD 2

House Communication dated April 24, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bill on Final Reading:

S.B. No. 1083, HD 2, CD 1

House Communication dated April 24, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has

agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 6, HD 1 SD 1
H.C.R. No. 46, SD 1
H.C.R. No. 48, SD 1
H.C.R. No. 92, HD 1, SD 1
H.C.R. No. 119, SD 1
H.C.R. No. 120, SD 1
H.C.R. No. 130, SD 1
H.C.R. No. 178, HD 1, SD 1

FIFTY-SEVENTH DAY

Thursday, April 25, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 6:36 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Speaker Emeritus Calvin K.Y. Say, after which the Roll was called showing all Members present with the exception of Representatives Ito, McDermott, Thielen and Ward, who were excused.

On motion by Representative Awana, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Twenty-Fifth, Twenty-Sixth, Twenty-Seventh, Twenty-Eighth, Twenty-Ninth, Thirtieth, Thirty-First, Thirty-Second, Thirty-Third, Thirty-Fourth, Thirty-Fifth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Thirty-Ninth, Fortieth, Forty-First, Forty-Second, Forty-Third, Forty-Fourth and Forty-Fifth Days were approved. (Representatives Ito, McDermott, Nishimoto, Thielen and Ward were excused.)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Lee introduced from HGE Korea Industrial Co., Ltd.: Mr. JunKwang Choi, President; Mr. SungMan An, Planning Manager; Ms. Janis Koh, Regional Manager, Hawaii; Ms. Ariana Lania, Assistant Manager, Hawaii; and Mr. William Kaneko, President and CEO, Hawaii Institute for Public Affairs.

Representative Awana recognized the HGE Korea Industrial Co., Ltd. delegation and the Waste-to-Energy agreement between them and Hawaii County.

Representative Morikawa introduced former Senator and current Council Member, Gary Hooser.

At 6:42 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:12 o'clock p.m.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 270 and 1139 through 1149) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 270, dated April 22, 2013, transmitting the 2011-2012 Annual Report of the Department of Taxation, pursuant to Section 231-3(8), HRS.

Gov. Msg. No. 1139, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1102, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND." (ACT 039)

Gov. Msg. No. 1140, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS." (ACT 040)

Gov. Msg. No. 1141, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 540, entitled: "A BILL FOR AN ACT RELATING TO VETERANS." (ACT 041)

Gov. Msg. No. 1142, informing the House that on April 23, 2013, the following bill was signed into law:

H.B. No. 998, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES." (ACT 042)

Gov. Msg. No. 1143, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1184, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE." (ACT 043)

Gov. Msg. No. 1144, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1192, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF TAXES." (ACT 044)

Gov. Msg. No. 1145, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1203, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE." (ACT 045)

Gov. Msg. No. 1146, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 1190, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING." (ACT 046)

Gov. Msg. No. 1147, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE." (ACT 047)

Gov. Msg. No. 1148, informing the House that on April 23, 2013, the following bill was signed into law:

H.B. No. 944, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT." (ACT 048)

Gov. Msg. No. 1149, informing the House that on April 23, 2013, the following bill was signed into law:

S.B. No. 913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES." (ACT 049)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 739 through 746) were received and announced by the Clerk:

Sen. Com. No. 739, transmitting H.C.R. No. 30, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO MEET WITH INTERESTED PARTIES TO EXAMINE THE FEASIBILITY OF ESTABLISHING A BOXING PILOT PROGRAM IN AT LEAST ONE OF HAWAII'S PUBLIC HIGH SCHOOLS," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 740, transmitting H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONTINUE ITS RESEARCH OF THE

TIMEBANKING CONCEPT FOR HAWAII'S RESPITE SYSTEM," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 741, transmitting H.C.R. No. 118, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PREPARE A PROGRESS REPORT ON DETAILING EFFORTS TO IMPROVE AND RE-ENGINEER PROCESSING FOR ADULT PROTECTIVE SERVICES," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 742, transmitting H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO SUPPORT AND PASS THE FILIPINO VETERANS FAMILY REUNIFICATION ACT OF 2013," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 743, transmitting H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF THE DEPARTMENT OF HUMAN SERVICES MED-QUEST DIVISION, WITH EMPHASIS ON THE MEDICAID PROGRAM," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 744, transmitting H.C.R. No. 199, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE AMERICAN ASSOCIATION FOR MARRIAGE AND FAMILY THERAPY: HAWAII DIVISION, TO DEVELOP DRAFT LEGISLATION ESTABLISHING, IMPLEMENTING, AND MONITORING CONTINUING EDUCATION REQUIREMENTS FOR ALL LICENSED MARRIAGE AND FAMILY THERAPISTS IN HAWAII," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 745, transmitting H.C.R. No. 224, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO EXAMINE AND RE-EVALUATE ITS POLICIES REGARDING REFUGEE AND ASYLEE PROTECTIONS, INCLUDING THE PRINCIPLE OF NON-REFOULEMENT," which was adopted by the Senate on April 24, 2013.

Sen. Com. No. 746, dated April 24, 2013, informing the House that the following bill has this day passed Final Reading:

S.B. No. 1083, HD 2, CD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 100 and 101) were received by the Clerk and were placed on file:

Dept. Com. No. 100, from the Office of the Auditor dated April 16, 2013, transmitting the report, "Audit of the Department of Hawaiian Home Lands' Homestead Services Division" (Report No. 13-02).

Dept. Com. No. 101, from the Office of the Auditor dated April 23, 2013, transmitting the report, "Report on the Implementation of State Auditor's 2010 Recommendations" (Report No. 13-03).

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 5 and 6) were received and announced by the Clerk and were placed on file:

Misc. Com. No. 5, received April 25, 2013, from numerous residents of the State of Hawaii, submitting a petition urging Members to vote no on S.B. No. 237 and H.B. No. 865.

Misc. Com. No. 6, dated April 23, 2013, from Non-Partisan Ohana Hawaii, submitting the Non-Partisan Ohana Hawaii Petition to the Hawaii State Legislature stating strong opposition to H.B. No. 70, S.B. No 1207 and S.B. No 1171, and requesting rejection of these measures.

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that per Committee Referral Sheet Number 60, Senate Concurrent Resolution 147, Senate Draft 2, has been re-referred solely to the Committee on Ocean, Marine Resources, & Hawaiian Affairs. The Committee on Education waived its referral to this measure and therefore it is appropriate for the House to consider action for adoption."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended to reconsider action previously taken on S.C.R. No. 147, SD 2. (Representatives McDermott and Thielen were excused.)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Awana and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1726, recommending referral to the Committee on Education. (Representatives McDermott and Thielen were excused.)

UNFINISHED BUSINESS

S.C.R. No. 147, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.C.R. No. 147, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT," was adopted, with Representatives McDermott and Thielen being excused.

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Final Reading by consent calendar. (Representatives McDermott and Thielen were excused.)

UNFINISHED BUSINESS

Conf. Com. Rep. No. 3 and S.B. No. 48, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 48, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

Conf. Com. Rep. No. 4 and S.B. No. 1082, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

Conf. Com. Rep. No. 5 and S.B. No. 328, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 328, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 328, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Final Reading by a vote of 47 ayes to 2 noes, with Representatives Fale and Har voting no, and with Representatives McDermott and Thielen being excused.

Conf. Com. Rep. No. 6 and S.B. No. 502, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 502, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

Conf. Com. Rep. No. 7 and S.B. No. 507, SD 1, HD 1, CD 1:

At this time, the Chair stated:

"Conference Committee Report No. 7, Senate Bill 507, SD 1, HD 1, CD 1, will be deferred one legislative day."

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 8 and S.B. No. 1066, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1066, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

Conf. Com. Rep. No. 9 and S.B. No. 84, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 84, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

At 7:18 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 48, HD 1, CD 1
S.B. No. 1082, SD 1, HD 2, CD 1
S.B. No. 328, SD 1, HD 2, CD 1
S.B. No. 502, SD 1, HD 1, CD 1
S.B. No. 1066, HD 1, CD 1
S.B. No. 84, HD 2, CD 1

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1763) recommending that S.C.R. No. 135 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 135 be adopted, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with slight reservations. Mr. Speaker, this bill comes up rather often in many places in the United States to give full voting rights to residents of Washington D.C. Having lived in Washington D.C., I can see they have a case but there are two reasons why I think that we should consider this, rather than blindly looking at it, looking at two factors.

"The first is, the US Constitution says you have to be a state to vote for President. For the people of Washington D.C. to become a state means a constitutional amendment which means a really, really high hurdle. That's number one.

"Number two, the amount of funding that the federal government gives to the states and to Washington D.C. will put in perspective how it would not be economical for them to become a state. Number one in terms of states that receive the most money is Alaska, $13,000 per capita. We are number five, Hawaii at $10,000 per capita. But Washington D.C. is actually $69,000 per capita. That would be a huge loss if they were to become a state having to become responsible for all the roads and all the other maintenance.

"For those two reasons, Mr. Speaker, I don't think we should just go into this blindly but knowing that there's a lot at risk not just saying that, well they can vote. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support, just briefly. Residents of the District of Columbia do pay local tax which does go to pay for the roads. The difference is that unlike the rest of us they pay federal taxes but don't have as much representation. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 135, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO GRANT FULL VOTING RIGHTS FOR RESIDENTS OF THE DISTRICT OF COLUMBIA," was adopted, with Representatives McDermott and Thielen being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1764) recommending that S.C.R. No. 166 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 166 be adopted, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cheape rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 166, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO STUDY THE SOCIAL, ECONOMIC, AND RELIGIOUS IMPACTS OF ENACTING MARRIAGE EQUALITY IN HAWAII," was adopted, with Representatives Cheape, Fale, Fukumoto, Johanson and Ward voting no, and with Representatives McDermott and Thielen being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1765) recommending that S.C.R. No. 149, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 149, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII RESIDENTS AND BUSINESSES TO COMPLY WITH THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA AND NOT TO BUY OR SELL IVORY OF UNKNOWN ORIGIN THAT MAY HAVE BEEN ILLEGALLY SMUGGLED INTO THE STATE," was adopted, with Representatives McDermott and Thielen being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1766), recommending that S.C.R. No. 137, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 137, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COORDINATOR ON HOMELESSNESS TO ASSEMBLE A WORKING GROUP TO IDENTIFY INNOVATIVE HOUSING SOLUTIONS FOR HOMELESS NATIVE HAWAIIAN FAMILIES; INVESTIGATE SUITABLE AND AVAILABLE FEDERAL, STATE, COUNTY, AND PRIVATE LAND FOR INNOVATIVE HOUSING PROJECTS; AND PREPARE A PLAN TO DEVELOP A DEMONSTRATION HOUSING PROJECT FOR HOMELESS NATIVE HAWAIIAN FAMILIES THAT CAN SERVE AS A MODEL STATEWIDE," was referred to the Committee on Finance, with Representatives McDermott and Thielen being excused.

REPORTS OF CONFERENCE COMMITTEES

At this time, the Chair stated:

"Members, please note the Conference Committee Reports listed on pages 5 through 7, for the 48-hour notice."

Representatives Hanohano and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 15) recommending that S.B. No. 3, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 15 and S.B. No. 3, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred for a period of 48 hours.

Representatives Hanohano and Cullen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 407, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 16) recommending that S.B. No. 407, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 16 and S.B. No. 407, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," was deferred for a period of 48 hours.

Representatives Lee and Kawakami, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1405, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 17) recommending that H.B. No. 1405, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 17 and H.B. No. 1405, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Representative Takai, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1203, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 18) recommending that H.B. No. 1203, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 18 and H.B. No. 1203, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," was deferred for a period of 48 hours.

Representatives Wooley and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 235, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 19) recommending that H.B. No. 235, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 19 and H.B. No. 235, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," was deferred for a period of 48 hours.

Representatives Cabanilla, Nakashima and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1118, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 20) recommending that S.B. No. 1118, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 20 and S.B. No. 1118, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1070, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 21) recommending that S.B. No. 1070, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 21 and S.B. No. 1070, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1071, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 22) recommending that S.B. No. 1071, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 22 and S.B. No. 1071, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," was deferred for a period of 48 hours.

Representatives Evans, Wooley and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1077, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 23) recommending that S.B. No. 1077, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 23 and S.B. No. 1077, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," was deferred for a period of 48 hours.

Representatives McKelvey, Rhoads and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1265, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 24) recommending that S.B. No. 1265, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 24 and S.B. No. 1265, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 848, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 25) recommending that H.B. No. 848, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 25 and H.B. No. 848, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred for a period of 48 hours.

Representatives Wooley, Belatti and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 673, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 26) recommending that H.B. No. 673, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 26 and H.B. No. 673, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," was deferred for a period of 48 hours.

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representatives McDermott and Thielen were excused.)

H.B. No. 654, HD 2, (SD 1)
H.B. No. 877, HD 1, (SD 1)
H.B. No. 980, HD 2, (SD 2)

H.B. No. 654, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 654, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

H.B. No. 877, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 877, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

H.B. No. 980, HD 2, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 980, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Final Reading by a vote of 49 ayes, with Representatives McDermott and Thielen being excused.

At 7:25 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 654, HD 2, SD 1
H.B. No. 877, HD 1, SD 1
H.B. No. 980, HD 2, SD 2

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives McDermott and Thielen were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Awana and carried: (Representatives McDermott and Thielen were excused.)

H.B. No. 791, HD 1, (SD 1)
H.B. No. 847, HD 2, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Awana and carried: (Representatives McDermott and Thielen were excused.)

H.C.R. No. 47 (SD 1)
H.C.R. No. 204, HD 1, (SD 1)

H.C.R. No. 47, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 47, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was Adopted, with Representatives McDermott and Thielen being excused.

H.C.R. No. 204, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 204, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A WORKING GROUP TO STUDY, CONSIDER, AND RECOMMEND WAYS TO REDUCE THE TRANSPORT TIME AND COST OF SHIPPING GOODS TO OAHU FROM MOLOKAI, LANAI, AND HANA, MAUI," was Adopted, with Representatives McDermott and Thielen being excused.

ANNOUNCEMENTS

Representative Awana: "Thank you, Mr. Speaker. Today is a very special day for one of our Members here in this Chamber. Alfonso the Second of Portugal, it was his birthday, and we have a Portuguese Speaker and today is his birthday too. So, Members, if you can just give a warm congratulations to Speaker."

Representative Tsuji: "Thank you, Mr. Speaker. I'd like to announce that a waiver request by the Committee on EDB of the 24-hour posting requirement for decision-making on House Bill 858 has been approved and will take place on Friday, April 26 at 11:30 a.m. in Room 423. Thank you."

Representative Nakashima: "Thank you, Mr. Speaker. I also would like to announce that a request for waiver has been granted to the Conference Committee on House Bill 546. The Conference will be held tomorrow at 10:30 in Conference Room 325."

Representative Cabanilla: "I just want to share with the Chamber, Mr. Speaker, that in May 1521, a Portuguese sailor came to the Pacific. His name is Ferdinand Magellan, he is noted to be the discoverer of the Philippines, but unfortunately he demised there. But nevertheless, a Portuguese discovered the Philippines. Just a piece in history that I want to share, Mr. Speaker. Thank you."

Representative Ichiyama: "Thank you, Mr. Speaker. On behalf of myself and Representative Onishi, I'd like to share a story with our Members about one of our colleagues, the Representative from Laie. Many of you probably saw the story on the news but if you haven't, he is a true hero.

"Last night there were heavy flooding conditions on the road on his way home and there was an area where the water had risen so fast that cars were trapped. When he arrived on the scene there was a woman who was trapped on the roof of her car and her husband was unfortunately trapped inside the car. So the Representative from Laie assisted the woman off the roof of the car, got her to a safe space. He also asked the city bus to move out of the way so that he could push the car, with the man still trapped inside, to a dry area. So, Members, if we could just recognize the very, very good deeds of the Representative from Laie."

Representative Fale: "Mr. Speaker, I think our Representative from Salt Lake embellishes the story a little bit and gives me way too much credit. But there is somebody that I think deserves to be recognized. I don't see him on the Floor right now, it's Grant Okamoto. Grant showed up with the Fire Department and all the Emergency Response people, with HPD, HFD.

"It was really good, it made me feel good about my community to have our first responders respond so quickly and so well to the community and I would like to recognize Grant as being part of the emergency response team that came to the aid of our community."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

S.B. No.	Re-referred to:
642, HD2	Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

S.C.R. No.	Re-referred to:
147, SD2	Committee on Ocean, Marine Resources, & Hawaiian Affairs

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 11:30 o'clock p.m. this legislative day, seconded by Representative Fukumoto and carried. (Representatives McDermott and Thielen were excused.)

RECESS

At 7:32 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 6:30 o'clock p.m. tomorrow, Friday, April 26, 2013. (Representatives McDermott and Thielen were excused.)

SUPPLEMENTAL CALENDAR #1

REPORTS OF CONFERENCE COMMITTEES

In accordance with the motion made, the following Conference Committee Reports (Conf. Com. Rep. Nos. 27 through 73) were received by the Clerk prior to 11:30 o'clock p.m. this legislative day:

Representative Kawakami, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 587, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 27) recommending that H.B. No. 587, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 27 and H.B. No. 587, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 805, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 28) recommending that H.B. No. 805, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 28 and H.B. No. 805, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 924, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 29) recommending that H.B. No. 924, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 29 and H.B. No. 924, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," was deferred for a period of 48 hours.

Representatives Lee, Kawakami and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1149, HD 3, SD 2, presented a report (Conf. Com. Rep. No. 30) recommending that H.B. No. 1149, HD 3, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 30 and H.B. No. 1149, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," was deferred for a period of 48 hours.

Representatives Cabanilla and Tsuji, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 560, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 31) recommending that H.B. No. 560, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 31 and H.B. No. 560, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING," was deferred for a period of 48 hours.

Representatives Cabanilla and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 87, SD 2, presented a report (Conf. Com. Rep. No. 32) recommending that H.B. No. 87, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 32 and H.B. No. 87, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred for a period of 48 hours.

Representatives Cabanilla and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 888, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 33) recommending that H.B. No. 888, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 33 and H.B. No. 888, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," was deferred for a period of 48 hours.

Representatives Takai and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1381, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 34) recommending that H.B. No. 1381, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 34 and H.B. No. 1381, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 656, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 35) recommending that H.B. No. 656, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 35 and H.B. No. 656, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," was deferred for a period of 48 hours.

Representatives Evans, McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 423, SD 1, presented a report (Conf. Com. Rep. No. 36) recommending that H.B. No. 423, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 36 and H.B. No. 423, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," was deferred for a period of 48 hours.

Representatives Takumi and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 239, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 37) recommending that S.B. No. 239, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 37 and S.B. No. 239, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 505, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 38) recommending that S.B. No. 505, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 38 and S.B. No. 505, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Representatives Yamane and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1214, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 39) recommending that S.B. No. 1214, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 39 and S.B. No. 1214, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Representatives Yamane and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1209, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 40) recommending that S.B. No. 1209, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 40 and S.B. No. 1209, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," was deferred for a period of 48 hours.

Representatives Yamane, Hanohano and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1161, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 41) recommending that S.B. No. 1161, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 41 and S.B. No. 1161, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1339, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 42) recommending that S.B. No. 1339, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 42 and S.B. No. 1339, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," was deferred for a period of 48 hours.

Representatives Cabanilla, McKelvey and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1025, HD 3, presented a report (Conf. Com. Rep. No. 43) recommending that S.B. No. 1025, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 43 and S.B. No. 1025, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," was deferred for a period of 48 hours.

Representatives Takai, Belatti and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 933, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 44) recommending that S.B. No. 933, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 44 and S.B. No. 933,

SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," was deferred for a period of 48 hours.

Representatives Wooley, Evans and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 586, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 45) recommending that S.B. No. 586, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 45 and S.B. No. 586, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," was deferred for a period of 48 hours.

Representatives Tsuji and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 697, HD 1, presented a report (Conf. Com. Rep. No. 46) recommending that S.B. No. 697, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 46 and S.B. No. 697, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," was deferred for a period of 48 hours.

Representatives Cabanilla and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 88, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 47) recommending that S.B. No. 88, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 47 and S.B. No. 88, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1067, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 48) recommending that S.B. No. 1067, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 48 and S.B. No. 1067, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1042, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 49) recommending that S.B. No. 1042, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 49 and S.B. No. 1042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Representatives Tsuji, McKelvey and Tokioka, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1068, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 50) recommending that S.B. No. 1068, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 50 and S.B. No. 1068, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," was deferred for a period of 48 hours.

Representatives Nishimoto and Brower, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1132, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 51) recommending that H.B. No. 1132, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51 and H.B. No. 1132, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1287, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 52) recommending that H.B. No. 1287, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52 and H.B. No. 1287, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 785, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 53) recommending that H.B. No. 785, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 53 and H.B. No. 785, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 622, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 54) recommending that H.B. No. 622, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 54 and H.B. No. 622, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 32, SD 1, presented a report (Conf. Com. Rep. No. 55) recommending that H.B. No. 32, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55 and H.B. No. 32, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 31, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 56) recommending that H.B. No. 31, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56 and H.B. No. 31, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 21, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 57) recommending that H.B. No. 21, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 57 and H.B. No. 21, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Representatives Tsuji and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 635, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 58) recommending that H.B. No. 635, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 58 and H.B. No. 635, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," was deferred for a period of 48 hours.

Representatives Aquino and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1176, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 59) recommending that S.B. No. 1176, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 59 and S.B. No. 1176, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1073, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 60) recommending that S.B. No. 1073, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 60 and S.B. No. 1073, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 6, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 61) recommending that S.B. No. 6, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 61 and S.B. No. 6, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 9, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 62) recommending that S.B. No. 9, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 62 and S.B. No. 9, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 31, HD 1, presented a report (Conf. Com. Rep. No. 63) recommending that S.B. No. 31, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 63 and S.B. No. 31, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 192, HD 1, presented a report (Conf. Com. Rep. No. 64) recommending that S.B. No. 192, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 64 and S.B. No. 192, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," was deferred for a period of 48 hours.

Representative Nakashima, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 890, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 65) recommending that S.B. No. 890, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 65 and S.B. No. 890, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 966, HD 1, presented a report (Conf. Com. Rep. No. 66) recommending that S.B. No. 966, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 66 and S.B. No. 966, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 652, SD 2, presented a report (Conf. Com. Rep. No. 67) recommending that H.B. No. 652, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 67 and H.B. No. 652, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 25, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 68) recommending that H.B. No. 25, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 68 and H.B. No. 25, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 62, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 69) recommending that H.B. No. 62, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 69 and H.B. No. 62, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1187, SD 2, presented a report (Conf. Com. Rep. No.

70) recommending that H.B. No. 1187, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 70 and H.B. No. 1187, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," was deferred for a period of 48 hours.

Representatives Carroll and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 398, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 71) recommending that H.B. No. 398, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 71 and H.B. No. 398, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Representatives Carroll, Rhoads and Kobayashi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1137, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 72) recommending that H.B. No. 1137, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72 and H.B. No. 1137, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 951, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 73) recommending that H.B. No. 951, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73 and H.B. No. 951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," was deferred for a period of 48 hours.

SUPPLEMENTAL CALENDAR #2

REPORTS OF CONFERENCE COMMITTEES

In accordance with the motion made, the following Conference Committee Reports (Conf. Com. Rep. Nos. 74 through 79) were received by the Clerk prior to 11:30 o'clock p.m. this legislative day:

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 978, HD 1, presented a report (Conf. Com. Rep. No. 74) recommending that S.B. No. 978, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74 and S.B. No. 978, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Representatives Lee and Kawakami, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 19, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 75) recommending that S.B. No. 19, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75 and S.B. No. 19, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred for a period of 48 hours.

Representatives Nakashima, Tsuji and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 535, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 76) recommending that S.B. No. 535, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76 and S.B. No. 535, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred for a period of 48 hours.

Representatives Belatti, Aquino and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 310, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 77) recommending that S.B. No. 310, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77 and S.B. No. 310, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Wooley, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 655, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 78) recommending that S.B. No. 655, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78 and S.B. No. 655, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Takai, Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 548, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 79) recommending that S.B. No. 548, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79 and S.B. No. 548, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," was deferred for a period of 48 hours.

ADJOURNMENT

At 11:30 o'clock p.m., the House of Representatives adjourned until 6:30 o'clock p.m. tomorrow, Friday, April 26, 2013.

HOUSE COMMUNICATIONS

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 1388, SD 2, HD 2	Choy/Luke, Co-Chrs.; Nakashima, Fale

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 546, HD 2, SD 2	Nakashima/Luke, Co-Chrs.; Cachola, Johanson

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 8, SD 1, HD 2	Discharged all conferees.

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 642, HD 2	Added Representative Luke as Co-Chair.

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 791, HD 1, SD 1
H.B. No. 847, HD 2, SD 1

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 654, HD 2, SD 1
H.B. No. 877, HD 1, SD 1
H.B. No. 980, HD 2, SD 2

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

S.B. No. 48, HD 1, CD 1
S.B. No. 84, HD 2, CD 1
S.B. No. 328, SD 1, HD 2, CD 1
S.B. No. 502, SD 1, HD 1, CD 1
S.B. No. 1066, HD 1, CD 1
S.B. No. 1082, SD 1, HD 2, CD 1

House Communication dated April 25, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 47, SD 1
H.C.R. No. 204, HD 1, SD 1

FIFTY-EIGHTH DAY

Friday, April 26, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 6:37 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Jessica Wooley, after which the Roll was called showing all Members present with the exception of Representatives McDermott and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Sixth and Fifty-Seventh Days was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1150 through 1156) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1150, informing the House that on April 25, 2013, the following bill was signed into law:

H.B. No. 530, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS." (ACT 050)

Gov. Msg. No. 1151, informing the House that on April 25, 2013, the following bill was signed into law:

H.B. No. 696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR." (ACT 051)

Gov. Msg. No. 1152, informing the House that on April 25, 2013, the following bill was signed into law:

S.B. No. 1185, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS." (ACT 052)

Gov. Msg. No. 1153, informing the House that on April 25, 2013, the following bill was signed into law:

S.B. No. 194, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE." (ACT 053)

Gov. Msg. No. 1154, informing the House that on April 25, 2013, the following bill was signed into law:

S.B. No. 442, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR." (ACT 054)

Gov. Msg. No. 1155, informing the House that on April 25, 2013, the following bill was signed into law:

S.B. No. 327, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 055)

Gov. Msg. No. 1156, informing the House that on April 25, 2013, the following bill was signed into law:

S.B. No. 1079, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE." (ACT 056)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 747 through 750) were received and announced by the Clerk:

Sen. Com. No. 747, dated April 25, 2013, informing the House that the following bills have this day passed Final Reading in the Senate:

S.B. No. 48, HD 1, CD 1
S.B. No. 84, HD 2, CD 1
S.B. No. 328, SD 1, HD 2, CD 1
S.B. No. 502, SD 1, HD 1, CD 1
S.B. No. 507, SD 1, HD 1, CD 1
S.B. No. 1066, HD 1, CD 1
S.B. No. 1082, SD 1, HD 2, CD 1

Sen. Com. No. 748, dated April 25, 2013, informing the House that the Senate has on April 24, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 68, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING."

S.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT."

S.B. No. 454, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION."

Sen. Com. No. 749, dated April 25, 2013, informing the House that the Senate has agreed to the amendments proposed by the House to the following Senate Concurrent Resolutions and that said resolutions were this day adopted by the Senate:

S.C.R. No. 21, HD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE EXCHANGE AND SALE OF PROPERTY BETWEEN THE STATE OF HAWAII AND NAPOLEON, ET AL., APPROVED BY THE BOARD OF LAND AND NATURAL RESOURCES AT ITS MEETING ON JUNE 8, 2012, UNDER AGENDA ITEM D-11."

S.C. R. No. 41, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES."

Sen. Com. No. 750, dated April 26, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bill:

H.B. No. 487, HD 2, SD 2 — Senator Dela Cruz added as conferee.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 104) was received by the Clerk and was placed on file:

Dept. Com. No. 104, from the County Clerk, County of Maui, dated April 9, 2013, transmitting Resolution No. 13-46, which was adopted by the Council of the County of Maui on April 5, 2013.

ORDER OF THE DAY

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, please note on page 2, Conference Committee Reports 7 and 10 through 14 will be deferred one legislative day. May I repeat, Conference Committee Reports 7 and 10 through 14 will be deferred one legislative day."

Conf. Com. Rep. No. 7 and S.B. No. 507, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 10 and S.B. No. 960, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 11 and S.B. No. 1196, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 12 and S.B. No. 1207, HD 2, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 13 and S.B. No. 995, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 14 and H.B. No. 1207, HD 1, SD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

REPORTS OF CONFERENCE COMMITTEES

At this time, the Chair stated:

"Members, please note the Conference Committee Reports listed on pages 3 and 4 for the 48-hour notice."

Representatives Cabanilla and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 94, HD 2, presented a report (Conf. Com. Rep. No. 80) recommending that S.B. No. 94, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80 and S.B. No. 94, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," was deferred for a period of 48 hours.

Representatives Carroll, McKelvey and Kobayashi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 102, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 81) recommending that S.B. No. 102, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81 and S.B. No. 102, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," was deferred for a period of 48 hours.

Representatives Tsuji and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 345, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 82) recommending that S.B. No. 345, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 82 and S.B. No. 345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," was deferred for a period of 48 hours.

Representatives McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 997, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 83) recommending that S.B. No. 997, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 83 and S.B. No. 997, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," was deferred for a period of 48 hours.

Representatives Tsuji and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1003, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 84) recommending that S.B. No. 1003, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 84 and S.B. No. 1003, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," was deferred for a period of 48 hours.

Representatives Wooley, Tsuji and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 993, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 85) recommending that S.B. No. 993, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 85 and S.B. No. 993, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1360, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 86) recommending that S.B. No. 1360, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 86 and S.B. No. 1360, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred for a period of 48 hours.

Representatives Takai and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 762, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 100) recommending that H.B. No. 762, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 100 and H.B. No. 762, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," was deferred for a period of 48 hours.

FINAL READING

At this time, the Chair stated:

"Also, Members, on page 5, top of page 5, please be informed that both measures will deferred for one legislative day."

H.B. No. 791, HD 1, SD 1:

By unanimous consent, action was deferred one legislative day.

H.B. No. 847, HD 2, SD 1:

By unanimous consent, action was deferred one legislative day.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House Conferees previously appointed to House Bill Number 800, House Draft 1, Senate Draft 2; House Bill Number 879, House Draft 2, Senate Draft 1;

House Bill Number 880, House Draft 2, Senate Draft 2. The House will now proceed to reconsider its disagreement to the Senate amendments to certain House Bills including the aforementioned measures."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives McDermott and Ward were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Awana and carried: (Representatives McDermott and Ward were excused.)

H.B. No. 17, HD 1, (SD 2)
H.B. No. 514, HD 2, (SD 1)
H.B. No. 529, HD 1, (SD 2)
H.B. No. 800, HD 1, (SD 2)
H.B. No. 879, HD 2, (SD 1)
H.B. No. 880, HD 2, (SD 2)
H.B. No. 1328, HD 1, (SD 1)
H.B. No. 1388, HD 1, (SD 1)
H.B. No. 1412, (SD 2)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Awana and carried: (Representatives McDermott and Ward were excused.)

H.C.R. No. 33, (SD 1)
H.C.R. No. 143, HD 1, (SD 1)
H.C.R. No. 161, HD 1, (SD 1)

H.C.R. No. 33, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 33, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO PARTICIPATE IN "LIGHT THE STATE CAPITOL BLUE" DURING THE MONTHS OF APRIL AND SEPTEMBER OF 2013 AND 2014," was Adopted, with Representatives McDermott and Ward being excused.

H.C.R. No. 143, HD 1, SD 1:

Representative Saiki moved that H.C.R. No. 143, HD 1, SD 1 be Adopted, seconded by Representative Awana.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.C.R. No. 143, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO EXEMPT CERTAIN CORAL SPECIES IN ALL STATE WATERS, PARTICULARLY COMMERCIAL HARBORS, FROM RECLASSIFICATION UNDER A PROPOSED FEDERAL RULE CHANGE," was Adopted, with Representatives McDermott and Ward being excused.

H.C.R. No. 161, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 161, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO DETERMINE THE SCOPE AND SPECIFIC DUTIES OF THE HEALTH EDUCATOR PROFESSION," was Adopted, with Representatives McDermott and Ward being excused.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Lowen introduced Mr. Mark Glick and Ms. Mary Alice Evans of DBEDT.

Representative Awana introduced Department of Human Services Director, Ms. Patricia McManaman; and Department of Health Director, Ms. Loretta Fuddy.

Representative Say introduced his intern from the East-West Center and a Marine reservist, Mrs. Dina Poma-Barnes; and her husband and a Marine, Mr. Sean Barnes.

ANNOUNCEMENTS

Representative Fale: "Mr. Speaker, I have an announcement to make in regards to what's happened today. Through all the excitement, the overwhelming excitement that I went through with these Conference Committees for the first time, I almost missed, I actually did miss on ESPN, that Manti Te'o was drafted by the San Diego Chargers and today I became the San Diego Chargers newest fan.

"I invite all Members of the House, it is definitely a rare occasion to have a member of our community who was selected as a Heisman Trophy nominee, but also to be the most decorated athlete in college football. Tomorrow, Mr. Speaker, we will be having an event to celebrate the achievements of Manti Te'o and Robby Toma in representing the great State of Hawaii at Notre Dame and now in the National Football League. So, all Members are invited to the event that will be hosted on our side of the island starting at 3:00 p.m. tomorrow, Mr. Speaker."

OPEN JOURNAL

At this time, Representative Awana moved to keep the Journal open until 12:00 o'clock midnight this legislative day, seconded by Representative Fukumoto and carried. (Representatives McDermott and Ward were excused.)

RECESS

At 6:51 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, April 30, 2013. (Representatives McDermott and Ward were excused.)

SUPPLEMENTAL CALENDAR #1

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 751) was received by the Clerk:

Sen. Com. No. 751, dated April 26, 2013, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bill:

S.B. No. 237, SD 2, HD 1	Senator Kidani discharged as Co-Chair. Senator Ige added as Co-Chair.

REPORTS OF CONFERENCE COMMITTEES

In accordance with the motion made, the following Conference Committee Reports (Conf. Com. Rep. Nos. 87 through 99 and 101 through 183) were received by the Clerk prior to 12:00 o'clock midnight this legislative day:

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 757, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 87) recommending that S.B. No. 757, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 87 and S.B. No. 757, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Cabanilla, Evans and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 305, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 88) recommending that S.B. No. 305, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 88 and S.B. No. 305, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1336, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 89) recommending that S.B. No. 1336, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 89 and S.B. No. 1336, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred for a period of 48 hours.

Representatives McKelvey, Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1074, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 90) recommending that S.B. No. 1074, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 90 and S.B. No. 1074, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," was deferred for a period of 48 hours.

Representatives Takumi and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 458, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 91) recommending that S.B. No. 458, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 91 and S.B. No. 458, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," was deferred for a period of 48 hours.

Representatives Lee, McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1087, SD 2, HD 3, presented a report (Conf. Com. Rep. No. 92) recommending that S.B. No. 1087, SD 2, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 92 and S.B. No. 1087, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," was deferred for a period of 48 hours.

Representatives Carroll, Rhoads and Kobayashi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1340, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 93) recommending that S.B. No. 1340, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 93 and S.B. No. 1340, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1069, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 94) recommending that S.B. No. 1069, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 94 and S.B. No. 1069, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," was deferred for a period of 48 hours.

Representatives Choy and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1388, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 95) recommending that S.B. No. 1388, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 95 and S.B. No. 1388, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Representatives Choy and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1221, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 96) recommending that S.B. No. 1221, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 96 and S.B. No. 1221, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred for a period of 48 hours.

Representatives Choy and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 606, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 97) recommending that S.B. No. 606, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 97 and S.B. No. 606, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Representatives Choy and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 563, SD 3, HD 2, presented a report (Conf. Com. Rep. No. 98) recommending that S.B. No. 563, SD 3, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 98 and S.B. No. 563, SD 3, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Representatives Wooley, Belatti and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments

proposed by the House in S.B. No. 326, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 99) recommending that S.B. No. 326, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 99 and S.B. No. 326, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Cabanilla and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 536, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 101) recommending that H.B. No. 536, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 101 and H.B. No. 536, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred for a period of 48 hours.

Representatives Lee and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 899, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 102) recommending that H.B. No. 899, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 102 and H.B. No. 899, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," was deferred for a period of 48 hours.

Representatives Aquino, Takai and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1136, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 103) recommending that H.B. No. 1136, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 103 and H.B. No. 1136, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," was deferred for a period of 48 hours.

Representatives Aquino and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1279, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 104) recommending that H.B. No. 1279, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 104 and H.B. No. 1279, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 200, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 105) recommending that H.B. No. 200, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 105 and H.B. No. 200, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred for a period of 48 hours.

Representatives Hanohano and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 222, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 106) recommending that H.B. No. 222, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 106 and H.B. No. 222, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred for a period of 48 hours.

Representatives Rhoads and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 197, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 107) recommending that H.B. No. 197, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 107 and H.B. No. 197, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Representatives Tsuji and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 471, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 108) recommending that H.B. No. 471, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 108 and H.B. No. 471, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 653, SD 1, presented a report (Conf. Com. Rep. No. 109) recommending that H.B. No. 653, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 109 and H.B. No. 653, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 928, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 110) recommending that H.B. No. 928, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 110 and H.B. No. 928, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," was deferred for a period of 48 hours.

Representatives Yamane, McKelvey and Har, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 977, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 111) recommending that H.B. No. 977, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 111 and H.B. No. 977, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Representatives Hanohano, Aquino and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 218, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 112) recommending that H.B. No. 218, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 112 and H.B. No. 218, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," was deferred for a period of 48 hours.

Representatives Carroll and Kobayashi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1430, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 113) recommending that H.B. No. 1430, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 113 and H.B. No. 1430, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 424, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 114) recommending that H.B. No. 424, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 114 and H.B. No. 424, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES," was deferred for a period of 48 hours.

Representatives McKelvey, Tsuji and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 632, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 115) recommending that H.B. No. 632, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 115 and H.B. No. 632, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," was deferred for a period of 48 hours.

Representatives Takai, Choy and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1396, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 116) recommending that H.B. No. 1396, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 116 and H.B. No. 1396, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," was deferred for a period of 48 hours.

Representatives Choy and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 114, HD 3, SD 2, presented a report (Conf. Com. Rep. No. 117) recommending that H.B. No. 114, HD 3, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 117 and H.B. No. 114, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 430, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 118) recommending that H.B. No. 430, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 118 and H.B. No. 430, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Representatives Wooley, Evans and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1263, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 119) recommending that H.B. No. 1263, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 119 and H.B. No. 1263, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," was deferred for a period of 48 hours.

Representatives Rhoads and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 775, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 120) recommending that H.B. No. 775, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 120 and H.B. No. 775, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred for a period of 48 hours.

Representatives Wooley and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1068, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 121) recommending that H.B. No. 1068, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 121 and H.B. No. 1068, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," was deferred for a period of 48 hours.

Representatives Hanohano, Evans and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1424, SD 2, presented a report (Conf. Com. Rep. No. 122) recommending that H.B. No. 1424, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 122 and H.B. No. 1424, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 266, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 123) recommending that H.B. No. 266, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 123 and H.B. No. 266, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 672, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 124) recommending that H.B. No. 672, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 124 and H.B. No. 672, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Rhoads and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1147, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 125) recommending that H.B. No. 1147, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 125 and H.B. No. 1147, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred for a period of 48 hours.

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 593, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 126) recommending that S.B. No. 593, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 126 and S.B. No. 593, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Takai and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 614, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 127) recommending that S.B. No. 614, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 127 and S.B. No. 614, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," was deferred for a period of 48 hours.

Representatives Aquino, Ito and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 635, SD 1, HD 3, presented a report (Conf. Com. Rep. No. 128) recommending that S.B. No. 635, SD 1, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 128 and S.B. No. 635, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," was deferred for a period of 48 hours.

Representatives Cabanilla and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 82, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 129) recommending that S.B. No. 82, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 129 and S.B. No. 82, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 946, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 130) recommending that S.B. No. 946, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 130 and S.B. No. 946, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," was deferred for a period of 48 hours.

Representatives Tsuji and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1349, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 131) recommending that S.B. No. 1349, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 131 and S.B. No. 1349, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1057, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 132) recommending that S.B. No. 1057, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 132 and S.B. No. 1057, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1094, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 133) recommending that S.B. No. 1094, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 133 and S.B. No. 1094, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1206, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 134) recommending that S.B. No. 1206, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 134 and S.B. No. 1206, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION," was deferred for a period of 48 hours.

Representatives Tsuji and Tokioka, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1280, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 135) recommending that S.B. No. 1280, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 135 and S.B. No. 1280, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 353, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 136) recommending that H.B. No. 353, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 136 and H.B. No. 353, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Evans and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 763, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 137) recommending that H.B. No. 763, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 137 and H.B. No. 763, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," was deferred for a period of 48 hours.

Representatives Evans, Lee and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 988, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 138) recommending that H.B. No. 988, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 138 and H.B. No. 988,

HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 417, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 139) recommending that H.B. No. 417, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 139 and H.B. No. 417, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred for a period of 48 hours.

Representatives Belatti, Kobayashi and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 908, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 140) recommending that H.B. No. 908, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 140 and H.B. No. 908, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 820, SD 1, presented a report (Conf. Com. Rep. No. 141) recommending that H.B. No. 820, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 141 and H.B. No. 820, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 816, SD 1, presented a report (Conf. Com. Rep. No. 142) recommending that H.B. No. 816, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 142 and H.B. No. 816, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima, Wooley and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 749, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 143) recommending that H.B. No. 749, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 143 and H.B. No. 749, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 546, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 144) recommending that H.B. No. 546, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 144 and H.B. No. 546, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred for a period of 48 hours.

Representatives Belatti, Carroll, McKelvey and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 120, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 145) recommending that H.B. No. 120, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 145 and H.B. No. 120, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Luke and Brower, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1194, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 146) recommending that S.B. No. 1194, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 146 and S.B. No. 1194, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1092, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 147) recommending that S.B. No. 1092, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 147 and S.B. No. 1092, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 498, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 148) recommending that S.B. No. 498, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 148 and S.B. No. 498, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 867, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 149) recommending that S.B. No. 867, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 149 and S.B. No. 867, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred for a period of 48 hours.

Representatives Ichiyama, McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 46, SD 2, HD 3, presented a report (Conf. Com. Rep. No. 150) recommending that S.B. No. 46, SD 2, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 150 and S.B. No. 46, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives Evans, Hanohano and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 722, SD 2, HD 1, presented a report

(Conf. Com. Rep. No. 151) recommending that S.B. No. 722, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 151 and S.B. No. 722, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was deferred for a period of 48 hours.

Representatives Wooley, Evans and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 5, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 152) recommending that S.B. No. 5, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 152 and S.B. No. 5, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred for a period of 48 hours.

Representatives Takumi, Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 244, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 153) recommending that S.B. No. 244, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 153 and S.B. No. 244, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 877, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 154) recommending that S.B. No. 877, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 154 and S.B. No. 877, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 908, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 155) recommending that S.B. No. 908, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 155 and S.B. No. 908, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Takai and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 551, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 156) recommending that S.B. No. 551, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 156 and S.B. No. 551, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," was deferred for a period of 48 hours.

Representatives Aquino, Takai and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 680, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 157) recommending that S.B. No. 680, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 157 and S.B. No. 680, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," was deferred for a period of 48 hours.

Representatives Choy, Tsuji and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1256, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 158) recommending that S.B. No. 1256, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 158 and S.B. No. 1256, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," was deferred for a period of 48 hours.

Representatives Lee, Tsuji and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 23, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 159) recommending that S.B. No. 23, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 159 and S.B. No. 23, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," was deferred for a period of 48 hours.

Representatives Lee, McKelvey and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1133, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 160) recommending that S.B. No. 1133, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 160 and S.B. No. 1133, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 65, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 161) recommending that H.B. No. 65, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 161 and H.B. No. 65, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred for a period of 48 hours.

Representatives Aquino, Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 69, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 162) recommending that S.B. No. 69, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 162 and S.B. No. 69, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 106, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 163) recommending that S.B. No. 106, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 163 and S.B. No. 106, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 911, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 164) recommending that S.B. No. 911, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 164 and S.B. No. 911, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 895, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 165) recommending that S.B. No. 895, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 165 and S.B. No. 895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 902, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 166) recommending that S.B. No. 902, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 166 and S.B. No. 902, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 909, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 167) recommending that S.B. No. 909, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 167 and S.B. No. 909, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima, Rhoads and Hashem, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 532, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 168) recommending that S.B. No. 532, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 168 and S.B. No. 532, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1124, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 169) recommending that S.B. No. 1124, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 169 and S.B. No. 1124, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," was deferred for a period of 48 hours.

Representatives Evans, Takumi and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 237, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 170) recommending that S.B. No. 237, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 170 and S.B. No. 237, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," was deferred for a period of 48 hours.

Representatives Takumi and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1093, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 171) recommending that S.B. No. 1093, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 171 and S.B. No. 1093, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," was deferred for a period of 48 hours.

Representatives Carroll and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 515, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 172) recommending that S.B. No. 515, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 172 and S.B. No. 515, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Representatives Hanohano and Cullen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 403, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 173) recommending that S.B. No. 403, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 173 and S.B. No. 403, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey, Lee and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 642, HD 2, presented a report (Conf. Com. Rep. No. 174) recommending that S.B. No. 642, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 174 and S.B. No. 642, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Tsuji and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1374, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 175) recommending that H.B. No. 1374, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 175 and H.B. No. 1374, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Representatives Nakashima, McKelvey and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 144, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 176) recommending that H.B. No. 144, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 176 and H.B. No. 144, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 833, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 177) recommending that H.B. No. 833, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 177 and H.B. No. 833, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Belatti, Aquino and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 668, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 178) recommending that H.B. No. 668, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 178 and H.B. No. 668, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 51, SD 1, presented a report (Conf. Com. Rep. No. 179) recommending that H.B. No. 51, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 179 and H.B. No. 51, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred for a period of 48 hours.

Representatives Tsuji and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 726, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 180) recommending that H.B. No. 726, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 180 and H.B. No. 726, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 697, SD 1, presented a report (Conf. Com. Rep. No. 181) recommending that H.B. No. 697, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 181 and H.B. No. 697, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Hashem, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 152, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 182) recommending that H.B. No. 152, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 182 and H.B. No. 152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES," was deferred for a period of 48 hours.

Representatives Tsuji, McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 858, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 183) recommending that H.B. No. 858, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 183 and H.B. No. 858, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, April 30, 2013.

HOUSE COMMUNICATIONS

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 800, HD 1, SD 2	Discharged all conferees.
H.B. No. 879, HD 2, SD 1	Discharged all conferees.
H.B. No. 880, HD 2, SD 2	Discharged all conferees.

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 3, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 879, HD 2, SD 1

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 4, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 880, HD 2, SD 2

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bills:

H.B. No. 17, HD 1, SD 2
H.B. No. 514, HD 2, SD 1
H.B. No. 800, HD 1, SD 2
H.B. No. 1328, HD 1, SD 1
H.B. No. 1388, HD 1, SD 1
H.B. No. 1412, SD 2

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by

the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 529, HD 1, SD 2

House Communication dated April 26, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 33, SD 1
H.C.R. No. 143, HD 1, SD 1
H.C.R. No. 161, HD 1, SD 1

OTHER COMMUNICATIONS

"HAWAII STATE LEGISLATURE
STATE CAPITOL
415 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813

April 26, 2013

MEMORANDUM

TO: All Representatives
All Senators

FROM: Senate President Donna Mercado Kim
Speaker Joseph M. Souki

RE: Extension of Conference Committee Reports and Conference Drafts Deadline

The filing deadline to file conference committee reports and conference drafts for fiscal bills was 11:30 p.m. on April 26, 2013. Pursuant to Rule 13 of the Joint House-Senate 2013 Committees on Conference Procedures, we hereby grant an extension of the filing deadline from 11:30 p.m. to midnight and instruct the Clerks of the respective Chambers to accept conference drafts and reports up to the extended filing deadline.

/s/ Donna Mercado Kim	/s/ Joseph M. Souki
Donna Mercado Kim	Joseph M. Souki
President of the Senate	Speaker of the House of Representatives
4/26/13	4/26/13
Date	Date

cc: Senate Chief Clerk
House Chief Clerk
Senate Sergeant-At-Arms
House Sergeant-At-Arms"

FIFTY-NINTH DAY

Tuesday, April 30, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 9:08 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Former Representative Lynn Finnegan, Executive Director of Hawaii Public Charter Schools Network, after which the Roll was called showing all Members present with the exception of Representatives Ing and Say, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Eighth Day was deferred.

At 9:13 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:41 o'clock a.m.

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, the Chair will be taking an item out of order. Please turn to page 26, CCR 155."

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Final Reading by consent calendar.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Conf. Com. Rep. No. 155 and S.B. No. 908, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 908, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

At this time, Representative Luke offered Floor Amendment No. 24, amending S.B. No. 908, SD 1, HD 1, CD 1, as follows:

"SECTION 1. Senate Bill No. 908, S.D. 1, H.D. 1, C.D. 1, is amended by adding two new parts to be designated as parts VIII and IX and to read as follows:

"PART VIII

SECTION 14. There are appropriated or authorized from the sources of funding indicated below to departmental administration and budget division (BUF 101) the following sums or so much thereof as may be necessary, to fund for fiscal biennium 2013-2015 the carryover costs related to implementation of the 8.16 per cent across the board wage increase and catch up step movements for bargaining unit (9) employees, directed in the arbitration award for fiscal biennium 2011-2013:

	FY 2013-2014	FY 2014-2015
General Funds	$ 6,500,660	$ 6,500,660
Special Funds	14,203,816	14,203,816
Federal Funds	269,185	269,185
Interdepartmental Transfers	16,096	16,096
Revolving Funds	53,373	53,373

SECTION 15. Funds appropriated or authorized by this part shall be allotted by the director of finance to the appropriate state departments for expenditure in the respective fiscal year for the purposes of this part.

PART IX

SECTION 16. There are appropriated or authorized from the sources of funding indicated below to departmental administration and budget division (BUF 101) the following sums or so much thereof as may be necessary, to fund for fiscal biennium 2013-2015 the carryover costs related to implementation of the 8.16 per cent across the board wage increase and catch up step movements, for state officers and employees in the executive branch excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit (9), directed in the arbitration award for fiscal biennium 2011-2013:

	FY 2013-2014	FY 2014-2015
General Funds	$ 94,617	$ 94,617
Special Funds	242,453	242,453
Federal Funds	8,229	8,229

SECTION 17. Funds appropriated or authorized by this part shall be allotted by the director of finance to the appropriate state departments for expenditure in the respective fiscal year for the purposes of this part."

SECTION 2. Senate Bill No. 908, S.D. 1, H.D. 1, C.D. 1, is amended by redesignating part VIII as part X, renumbering sections 14, 15, and 16 contained therein as sections 18, 19, and 20, respectively, and amending the newly designated sections 19 and 20 to read as follows:

"SECTION 19. Funds appropriated or authorized by parts II to VII of this Act that are not expended or encumbered by June 30, 2013, shall lapse as of that date; provided that funds appropriated or authorized by parts VIII and IX of this Act that are not expended or encumbered by June 30, 2014, and June 30, 2015, of the respective fiscal years, shall lapse as of those dates.

SECTION 20. This Act shall take effect upon its approval; provided that parts VIII and IX shall take effect on July 1, 2013.""

Representative Luke moved that Floor Amendment No. 24 be adopted, seconded by Representative Nishimoto.

Representative Luke rose to speak in support of the proposed Floor Amendment, stating:

"Thank you. I'd like to speak in favor of the Floor Amendment and I just wanted to explain why. Senate Bill 908, Senate Draft 1, House Draft 1, Conference Draft 1, is actually the emergency appropriation for Unit 9, the nurses. While passing the various collective bargaining bills, we noticed we have neglected to provide funding for Fiscal Year '14 and '15 for the nurses, so we're tacking on appropriations for Unit 9 into this bill, which is the emergency appropriation for Fiscal Year '13, also adding '14 and '15 to take care of our nurses. Thank you."

The motion that Floor Amendment No. 24, amending S.B. No. 908, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," be adopted, was put to vote by the Chair and carried.

At 9:44 o'clock a.m., the Chair noted that Floor Amendment No. 24 was adopted.

At this time, the Chair stated:

"The Floor Amendment has passed. Members, please note the 48-hour notice for this measure.

"We have an announcement for the end of calendar. Please note that the Chair will be moving the following items to the end of the calendar:

Page 12, CCR Report No. 1, Senate Bill No. 1084, SD 1, HD 1, CD 1;
Page 12, CCR Report No. 7, Senate Bill No. 507, SD 1, HD 1, CD 1;
Page 12, CCR Report No. 12, Senate Bill No. 1207, HD 2, CD 1;
Page 14, CCR Report No. 39, Senate Bill No. 1214, SD 1, HD 2, CD 1;
Page 18, CCR Report No. 76, Senate Bill No. 535, SD 1, HD 2, CD 1;
Page 23, CCR Report No. 130, Senate Bill No. 946, SD 1, HD 1, CD 1;
Page 28, CCR Report No. 180, House Bill No. 726, HD 1, SD 2, CD 1."

Conf. Com. Rep. No. 1 and S.B. No. 1084, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 7 and S.B. No. 507, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 12 and S.B. No. 1207, HD 2, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 39 and S.B. No. 1214, SD 1, HD 2, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 76 and S.B. No. 535, SD 1, HD 2, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 130 and S.B. No. 946, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 180 and H.B. No. 726, HD 1, SD 2, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

At 9:47 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:48 o'clock a.m.

At this time, the Chair stated:

"Alright Members, please turn to page 16 and refer to CCR Number 54."

Conf. Com. Rep. No. 54 and H.B. No. 622, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 622, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

At this time, Representative Saiki offered Floor Amendment No. 26, amending H.B. No. 622, HD 1, SD 1, CD 1, as follows:

"SECTION 1. House Bill No. 622, H.D. 1, S.D. 1, C.D. 1, RELATING TO EVIDENCE, is amended as follows:

1. By amending section 1 to read:

"SECTION 1. The legislature finds that Act 210, Session Laws of Hawaii 2008, (Act 210), established a limited news media privilege against the compelled disclosure of sources and unpublished information to a legislative, executive, or judicial officer or body, or to any other person who may compel testimony. Act 210 was scheduled to be repealed on June 30, 2011, but was extended for two years by Act 113, Session Laws of Hawaii 2011, and is scheduled to be repealed on June 30, 2013.

The purpose of this Act is to extend the news media privilege law for an additional two years."

2. By amending section 2 to read:

"SECTION 2. Act 210, Session Laws of Hawaii 2008, as amended by Act 113, Session Laws of Hawaii 2011, is amended by amending section 3 to read as follows:

"SECTION 3. This Act shall take effect upon its approval and shall be repealed on June 30, [~~2013~~] 2015.""

Representative Saiki moved that Floor Amendment No. 26 be adopted, seconded by Representative Thielen.

Representative Saiki rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in favor of the Floor Amendment. Mr. Speaker, I wanted to just first of all start off by expressing a lot of appreciation for the subject matter Chairs who worked on this bill throughout the session and in conference, and I'm referring to Chairs both on the House side and the Senate side, because I know that this is a difficult issue to grapple with.

"But this Floor Amendment is being offered simply for the purpose of extending for two years the current form of our shield law. The Legislature enacted the Shield Law 5 years ago and it is due to sunset on July 1st, 2013. The Shield Law is a really important public policy issue for our state. It gives meaning and effect to the First Amendment because it protects journalists, it protects the freedom of the press from disclosure of confidential sources. This is really important because it allows the media and journalists to ascertain and to report the truth to the public. Journalists should be allowed to do this without the fear of being forced to disclose their sources.

"I just wanted to make clear that this Floor Amendment is intended to keep our current shield law in effect for two years and to give our subject matter Chairs on the House and Senate side some additional time to work out any revisions to this law. Thank you very much."

Representative Takayama rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support of the Floor Amendment. Mr. Speaker, I ask my colleagues to vote in support of the proposed Floor Amendment because this Floor Amendment does what the Conference Draft does not. It affords protections under our existing Shield Law to the so-called alternative media. That is the free press, many on-site web news sites, and other such journalists.

"Mr. Speaker, I recognize that there are some among our colleagues who feel that such alternative journalists do not deserve special protections. I realize that such journalists can be troublesome, they can be outspoken, they can be troublemakers. Mr. Speaker, it's exactly for those reasons that I believe that they deserve our support under the freedom of the press.

"When our founding fathers wrote the First Amendment it was out of respect for a press that was a vehicle that questioned government authority, and it was that spirit in which our nation was founded. For that reason, I believe that this Floor Amendment supports our First Amendment and therefore ask my colleagues to support it.

"Furthermore, Mr. Speaker, I'll be, at a future date, asking that our Legislature authorize the appointment of a task force compromising of our Executive, Judiciary, Legislative, as well as news media, to conduct what has not been afforded the public as of yet, that is a full and free discussion of the necessity for a shield law. I'll be asking that the task force report to the 2015 Legislature, whether we should adopt the current Shield Law or propose an amended one. For those reasons, I ask my colleagues to support the Floor Amendment. Thank you."

Representative Thielen rose to speak in support of the proposed Floor Amendment, stating:

"Thank you, Mr. Speaker. In the interest of time I would like to request that I be permitted to put remarks in the Journal in strong support of this Floor Amendment. Thank you."

Representative Thielen's written remarks are as follows:

"'The power and the freedom of the press is a flaming sword. That it may be a faithful servant to all the people, use it justly … hold it high ... guard it well.' - *Steve Wilson, The Illustrated Press ('Big Town' radio show)*

"I stand in strong support of Floor Amendment 26. I was ready to introduce Floor Amendment 25, which would have made Hawaii's existing shield law permanent. In the spirit of our bipartisan coalition, I instead seconded Floor Amendment 26, presented by Majority Leader Scott K. Saiki.

"Ed Lynch, managing editor of the Honolulu Star-Advertiser, testified that Hawaii's existing shield law is 'one of the most forward-thinking shield laws in the nation, as it helps protect both traditional and nontraditional journalists.'

"The Society of Professional Journalists testified that Hawaii's shield law is 'one of the best in the country in terms of depth of coverage.'

"Hawaii's widely respected 2008 law is due to expire on June 30. All that was needed was to simply drop the sunset provision and make the shield law permanent. That was the intent behind HB622.

"Instead, while HB622 was in Conference Committee, the Senate Judiciary Chair purposely inserted amendments into the bill that redefined the scope of journalism and rendered the bill nearly useless. Many online-only publications (and their confidential sources) would lose their protection. Freelance journalists – those who submit their works to established publications for a fee – would lose protection. Free online and 'on paper' publications – such as MidWeek, the Hawaii Reporter, and Honolulu Weekly – would be excluded from protection. The Senator's attempt to redefine 'journalism' was inappropriate, and the result would have been worse than no shield law at all. I voted 'no' in Conference Committee.

"Floor Amendment 26 will extend the existing shield law for two more years. This will enable legislators to understand the importance of this amendment for freedom of the press, both 'new' journalists and traditional. I urge Members to vote in favor of Floor Amendment 26."

Representative Ward rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, I rise in support. Mr. Speaker, this bill brings to life what the Representative from Wahiawa and myself introduced a number of years ago to actually put the first shield law in place, which was commended as one of the best in the nation. Unfortunately, those in power seem to have wanted to wither away some of those great things. But that's nothing new, Mr. Speaker. We are a nation of laws, not of men. Even though when some men get into office they like to wither away some of the First Amendment press freedoms.

"Case in point, Frank Fasi wanted to have disclosure by all media people. If you are a part of the media you have to say what assets that you had so we could see where you were coming from when you put a microphone into one of the political leader's faces.

"Mr. Speaker, there are some now in office who would love to do the same thing, to wither away from that freedom that the First Amendment gives. But I think it was best said by Jefferson, if I had to choose between freedom of the press and government, I would choose government. Because of that, this is the best Floor Amendment I think we'll have today. Thank you, Mr. Speaker."

Representative McDermott rose to speak in support of the proposed Floor Amendment, stating:

"Mr. Speaker, very briefly, I stand in support. The previous speaker from the Pearl City area is undoubtedly an expert on this matter and I would like his comments incorporated in the Journal as if they were own. Thank you," and the Chair "so ordered." (By reference only.)

The motion that Floor Amendment No. 26, amending H.B. No. 622, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," be adopted, was put to vote by the Chair and carried.

At 9:55 o'clock a.m., the Chair noted that Floor Amendment No. 26 was adopted.

At this time, the Chair stated:

"Members, please note the 48-hour notice of this measure.

"We can go back now to page 1."

Conf. Com. Rep. No. 105 and H.B. No. 200, HD 1, SD 1, CD 1:

Representative Luke moved that the report of the Committee be adopted, and that H.B. No. 200, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Nishimoto.

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise to speak in support of this bill. Thank you. Mr. Speaker, this budget bill would not have been possible without the help of so many people. I'd like to first of all thank the members of the Finance Committee for their insights and patience during the crafting of this budget, especially the two Vice Chairs, Representative Nishimoto and Representative Johanson. And my apologies today for mentioning every single one by name as opposed to district because I think it's fitting that I mention their names.

"I would also like to thank the Finance staff that is in the gallery. As I say your name if you could stand. I'm just going to say their first names because I think of them as family, and if you could just hold your applause until everyone is standing. Nan, stand up. Susan and Puna who are upstairs. We have Randall, Stacey and Matt - I couldn't recognize him because he recently cut his hair, Dong, Kara, Sachi, Kelcie, Kristen, Sheryll, Emily. In the office we have Linnea, Christie, Kelli, Jo, Mary and Kaui who are not here. Also the CIP specialist, Leslie. If all the Members could give them a round of applause. This budget would not have been possible and the bills today would not have been possible without the dedication and hard work of all of them.

"It is also fitting for me to introduce all the directors and deputy directors who aren't here right now. When I started working with them they probably thought I was very abrasive and crazy at times, and I'm sure they said some words about me behind my back. But that's okay, I forgive you guys. So Director Seki, stand up, and Director Okimoto, and Deputy Director Luis Salaveria, who was kind of like my staff because he was working with us all the time. All the other directors, deputies and department personnel, if you could stand at this time because working through this budget was really a collaborative effort. Tracy, I see you hiding, if you could all stand so that the Members could appreciate all the work that you put in.

"Mr. Speaker, I would like to thank Chair Ige and his staff, especially Roderick Becker, and now you know what his real name is, Roderick, and Calvin Azama. From the beginning they were open to my suggestions, and the budget bill I can say, truly say, is a real collaborative effort. One of the things Chair Ige did to foster our working relationship was to treat the Senate Draft like a Conference Draft and directing his staff to incorporate and agree to House positions into the Senate Draft. That is why the agreed items made up about two-thirds of the line items when we started the budget conference, and I truly want to thank Chair Ige and his staff for their dedication into this budget.

"I would like to thank Senator Kidani and her staff, Will Kane, for working collaboratively with me on the CIP items. I'm also very grateful for the latitude she provided me during negotiations.

"I would like to thank Representative Yamashita, stand up, for providing the guidance in the Capitol Improvement Project negotiations in establishing a solid House position for which we could start negotiating.

"I would like to thank Representative Cullen for his hard work in putting together a GIA List which was sound and based on good policy. He had the courage to say no to a lot of people in difficult situations. My heartfelt *mahalo* to Representative Cullen, because in those conferences where he was present and the analysts and researchers were getting harassed by some of the members of the other side, he was actually their protector and that's something that I found out late in the game, so I really appreciate all that you have done for our staff.

"Mr. Speaker, I would like to thank you for allowing me this opportunity to work on this budget in crafting the financial plan.

"Mr. Speaker, it would not be right for me to talk about the budget without also discussing the financial plan, since after all the budget is just a piece of the puzzle in the financial plan. So, Mr. Speaker, if you would allow me."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Luke continued, stating:

"Thank you, Mr. Speaker. Mr. Speaker, if you would indulge me and allow me to discuss items outside of this budget to provide a big picture. As you know, after the House passed the executive budget, the Council on Revenues increased the revenue projection, thereby opening up so many possibilities on what to do with the surplus and how to craft a financial plan.

"As such, we set out to do three things in the financial plan. First, was to pass a budget that took care of the needs of the community but at the same time resulted in controlled growth. As I said in the beginning, with increase in revenues came new challenges. Despite the pressure to restore all programs that were cut in the past and to begin new initiatives, the approach taken by both the House and the Senate was a conservative one.

"As such, this Conference Draft reduces the Administration's original budget request by about $250 million from the biennium. It also eliminated about 280 vacant positions to bring the departments toward transparent and accountable budget process. With that I really want to thank both the Senate and my staff because the vacancy position reduction was really hard work and I wanted to just commend all their work.

"Secondly, the plan in the financial plan was to use the projected surplus to strengthen economic drivers to ensure increased revenue returns. In order to help the construction industry, the budget bill authorized over $1.3 billion in General Obligation Bonds for capital improvement projects with the interest being as low as 3% on the sale of state bonds. This is the time to ramp up the capital improvement projects for the state. That is why, although the overall biennium General Obligation Bond authorization was very similar to what was submitted by the Administration, this budget bill increases the first year authorization by $150 million while lowering the second year allocation.

"To assist the tourism industry, the financial plan includes $11 million increase to the Hawaiian Tourism Authority to continue and strengthen the marketing of Hawaii as a visitor destination. To help the growing high tech industry, the financial plan includes $6 million for investment in startups, and supports the tax credit for research and development.

"Last piece in crafting the financial plan was to make investment in the future. That is why the financial plan includes an additional $160 million that will be deposited into the Hawaii Hurricane Relief Fund and the addition of $50 million into the Rainy Day Fund. It also sets aside $15 million to address federal sequestration. But most importantly, this financial plan includes $217 million in the next biennium to begin decreasing the state's unfunded liability and continue to allocate funds every year ending in an allocation of $500 million in Fiscal Year '18 and '19.

"Mr. Speaker, controlling the growth of government, strengthening economic drivers and investing in the future will surely ensure stronger economic growth. Mr. Speaker, may I request that additional written remarks be submitted into the Journal? Thank you very much."

Representative Luke's written remarks are as follows:

Mr. Speaker, with your indulgence, I'd like to thank the efforts of several Members of the House who have done some amazing things this year.

"Mr. Speaker, I'd like to thank Rep. Ty Cullen for stepping in and embracing the critical role of vetting the 209 grant-in-aid applications, valued at over $155 million. This was not an easy task, and I truly appreciate his due diligence in helping to pare down that request to $9.9 million. Additionally, Mr. Speaker, on a more personal level, I learned, after the fact, that during the heat of some emotional conference committee deliberations he stepped up to protect and defend House Finance researchers from certain Members in the opposite Chamber. I appreciate Rep. Cullen's 'Big Brother' protective instincts.

"Rep. Cullen also fought well for the children of Honowai and Mauka Lani Elementary Schools, East Kapolei Middle School, and Campbell High School, bringing much needed school improvements totaling $5.58 million.

"Mr. Speaker, the people of Kihei should be proud of the immediate impact that Rep. Kaniela Ing has been able to make. After many years of effort, $130 million has been set aside for the design and construction of a new high school in Kihei, Maui. Several Maui communities have been waiting for a very long time for this project to proceed. Additionally, Mr. Speaker, as the Vice Chair for the House Committee on Public Safety, Rep. Ing was able to make important contributions to the status of the Puunene facility on Maui.

"Mr. Speaker, I'd like to thank the veteran freshman in our midst, Rep. Kobayashi, for his always stimulating discussion and historical knowledge of important human services and health issues we tackled this year in Finance. Whether it be long term care programs or Hawaii Health Systems Corporation issues, we could always count on Rep. Kobayashi to bring something interesting to the table. And Mr. Speaker, he hasn't lost his touch. Rep. Kobayashi was able to secure over $4 million for the Hawaii Film Studio, Kapiolani Community College, and Kahala and Waikiki Elementary schools.

"Mr. Speaker, I want to acknowledge Rep. Lowen for her leadership in pursuing and securing $800,000 to fight the coffee borer beetle and save coffee production on the Big Island.

"As a freshman legislator, Rep. Lowen represented her constituents and district well. In addition to her efforts to assure that the coffee industry has a future on the Big Island, she was able to help get $2.4 million for phase 1 of the Palamanui Campus, $3 million in improvements for the Ellison Onizuka Space Museum, $300,000 for a new West Hawaii Veterans Center, and $300,000 for the design of a new track for Kealakehe High School.

"Mr. Speaker, as the Vice Chair of the Committee on Health, Rep. Dee Morikawa played an instrumental role in helping the Finance Committee navigate the complexities of the budget of the Department of Health. Family health, adult mental health, communicable disease services, disease outbreak control, vector control, alcohol and drug abuse, child adolescent mental health, and developmental disabilities are just a small sample of the critical and complex programs under the purview of the Committee for which Rep. Morikawa is the Vice Chair. As you can see, none of these are easy issues and budgeting demands to contend with, but Rep. Morikawa did so in a tough but empathetic manner.

"Mr. Speaker, Rep. Takashi Ohno is one of those legislators eager to learn about the details of the legislative process. He appears to have

brought his passion as an educator in his previous life in the DOE to the House of Representatives. Because of his assignment as Vice Chair of the House Committee on Education, he was unable to be a part of the Finance Committee. However, that did not prevent him from asking intelligent, relevant and insightful questions about the budget and its process. Rep. Ohno, in his approach to being a Representative, brings the attitude of a lifelong learner, and I appreciate the numerous discussions that we've shared.

"Curiosity may be an admirable trait, but at the end of the day, we must meet the needs of the people that send us here, and that's exactly what Rep. Ohno has done. In addition to being actively involved in the Early Learning initiative and making sure that we implement such a program efficiently, he helped secure over $7 million for the Pre-School Open Doors program. He was also able to secure $168,000 for improvements at Likelike Elementary School, including the playground and basketball court, and improvements at Kauluwela Elementary School that included air conditioning for the cafeteria.

"Mr. Speaker, I really want to thank Rep. Onishi for his enthusiastic, open, and honest approach to government and the legislative process. It was always a pleasure to discuss issues with him, and in particular, the agriculture issues that are so important to sustainability for all of Hawaii's people.

"In addition to major work on the budget of the Department of Agriculture, Rep. Onishi performed admirably in securing $1.5 million for livestock revitalization programs and over $200,000 for Future Farmers of America programs in our schools and irrigation systems statewide.

"Mr. Speaker, our newest Member on the Finance Committee, Rep. Justin Woodson, deserves extra kudos for the tough job he had in getting up to speed quickly for the volume of work done by the Finance Committee. Despite the fact that he missed our pre-session budget briefings, he was able to provide invaluable contributions in budget deliberations and funding decisions. As the Vice Chair of the Housing Committee, he tackled some of the hardest and most controversial issues of the session regarding homelessness and affordable housing and was instrumental in appropriating $3 million for a comprehensive array of priority programs.

"At the same time, Mr. Speaker, Rep. Woodson was able to secure critical funding for Maui including $4.7 million to build a Central Maui region Sports Complex, $6 million for improvements to Kahului Harbor, and $500,000 for Maui Economic Opportunity facilities."

Representative Onishi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Mr. Speaker, I first want to thank our House leadership and my fellow colleagues for the opportunities to participate, to learn and to experience what I consider to be the most important part of our democratic form of government, our legislative process. As a freshman, I'm also appreciative to you, our leadership and all of my fellow colleagues in both the House and Senate for the guidance, support, inspiration and shared knowledge that has helped me to proudly contribute in my small way to the budget that is before us.

"Mr. Speaker, this budget, although not a perfect plan, has important, positive measures that I'm sure my fellow colleagues will expound upon, but I would like to highlight some of the agricultural provisions that are very important to my district, Hawaii Island and the state.

"Mr. Speaker, included in this budget is the continued recognition of the importance of agricultural sustainability and the need to provide greater support to our farmers, ranchers, and those that would choose to make this difficult and back breaking profession their livelihood. This budget includes over $15 million in state and federal funding to support to bring valuable water throughout the state via irrigation projects that stems from the south point of Hawaii Island to the east and west sides of Kauai.

"We all know the importance of the Department of Agriculture's programs to prevent the introduction of invasive species, and this budget includes funding for additional inspectors to be able to add to this department's cause.

"This budget includes the recognition that to support our livestock industries we need to aggressively develop local feed sources, and has allocated $600,000 for the purchase of a biodigester which is planned for a project in Kunia, and $1.5 million for livestock feed subsidies. This biodigester will convert food waste into livestock feed, a process first tested in our small community of Kurtistown in my district.

"This budget provides over $2 million to increase funding and loan availability to more potential farmers, and also provides for loans for biosecurity improvements. Besides other important initiatives, we have made commitments to the education of our children who would like to be our future farmers and ranchers by providing $75,000 per year to both the Future Farmers of America program in the Department of Education and to the 4-H program provided by the University of Hawaii, College of Tropical Agriculture Extension Service.

"Again, I stand in strong support of this budget. Thank you, Mr. Speaker."

Representative Ohno rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd like to highlight some of this budget's emphasis on education. First of all, this budget adds $12.9 million in General Funds for the weighted student formula. This funding goes directly into our classrooms to support educational activities for students, teachers and principals. This is crucial for the livelihood of our schools.

"It also adds $8.2 million for a pilot program of common core digital materials. This DOE initiative is to give every child from grades 3 to 12 either a tablet or laptop to enhance their educational experience, and is one of the many initiatives to move our schools into the 21st century.

"Finally, it also adds $700,000 in General Funds for library books and materials. It includes physical books and e-books. Libraries have not received this funding for four years.

"This budget also supports our Hawaiian language schools as well as transforming our charter schools. I'm deeply grateful and proud of the work that this budget shows in our commitment to our public schools and libraries. Thank you, Mr. Speaker."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I want to thank the Chair and Vice Chairs, the members of the Finance Committee, the staff and everyone else who has worked so hard on this budget. Many important programs, projects and positions are supported in this budget and I'll highlight a few that are important for our management of natural resources.

"This budget will support our watershed protection goals, the importance of which cannot be overstated as watersheds are our source of drinking water. This budget adds 13 positions to DLNR for watershed management and an additional 8 positions and $1.3 million for quality management and monitoring of environmental resources. These positions support programs for watershed and surface water quality monitoring, water reuse, green house gas emissions monitoring, air pollution control, federal and state clean water regulations, and solid waste permitting and monitoring.

"This budget also adds $1.5 million in General Funds for the Hawaii Invasive Species Council. This will restore funding to support invasive species control, bringing general funding closer to historic levels.

"Finally, this budget adds $355,000 in Fiscal Year '14 for the Hawaii Refinery Task Force to be used to assess the economic situation of the pending closure of the Tesoro Petroleum Refinery and the potential closure of the Chevron Refinery.

"Again, these are just a few of the many worthwhile programs that have been supported in this budget. Sitting on the Finance Committee has been

exciting and very educational and I look forward to our continued work next session."

Representative Takayama rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, this budget makes great strides in both the Kupuna Caucus priority goals as well as higher education.

"For example, in higher education we are adding $1.2 million for the UH Medical Schools Native Hawaiian Center of Excellence to recruit, help train and support future Native Hawaiian Physicians. To support science, technology, engineering and math, also known as STEM initiatives, we are adding nine positions and $3 million for professional development of middle school teachers in STEM subject matter areas.

"To support the development of our new West Oahu campus, we are adding 10 positions and $3 million in each of the next two years, plus providing $11.8 million for design and construction of an allied health building. At the Honolulu Community College we are providing $38 million for the design and construction of an advanced science and technology facility.

"Furthermore, we are addressing the needs of our growing senior citizen population by meeting, as I said, the top priority goals of our Kupuna Caucus. For a feasibility study and actuarial analysis of a public long-term care insurance program, we are providing $380,000. This was the top recommendation of last year's Hawaii Long Term Care Commission to help residents pay for future long term care services.

"We are adding $4 million for *kupuna* care services which help feed, transport and assist seniors, plus establish a coordinator for Alzheimer's disease and related dementia services, and we are funding a healthy aging partnership program in the executive office of aging.

"Finally, we are providing $1.4 million to implement a statewide system of aging and disability resource centers, also known as ADRCs, which are one-stop-shops to assist persons seeking long-term care services for themselves or their loved ones.

"Mr. Speaker, on behalf of the Kupuna Caucus and those who are *kupuna* at heart, I wish to thank our colleagues for advancing the needs and meeting the needs of our society now and into the future. Thank you very much."

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, I would like to also express my sincerest *mahalo* to the Finance Chair, Vice Chairs and colleagues, and especially to the awesome staff for all their support, guidance, and assistance in this whole process. Thank you. I need to also commend the Health Chair for a job well done in getting great policy passed this session. Her talent and skill was instrumental in getting things done, and I look forward to more great things to come. Thank you, Chair.

"At this time, I would like to share some highlights in the Health budget. We added $1.4 million General Funds for each year for the aging and disability resource centers, $800,000 in General Funds for each year was added for the Hale Makamae program at Kula Hospital which serves medically fragile, severely physically and developmentally disabled patients from Hawaii Island, Oahu and Maui.

"We added 12 positions and $900,000 each year for vector control, which will support food inspectors and a permitting database that helps inspectors track food service permits. $1 million of General Funds were added for the Hawaii Health and Information Exchange contract to support affordable healthcare statewide. We added 1 position and $95,000 in the Children and Youth Services section to reestablish the violence prevention coordinator position which is responsible for statewide domestic violence program planning, and added $3.75 million each year in special funds for community health centers purchase of service contracts. This funding reflects an increase in revenues from the cigarette tax beginning July 1st, 2013, and supports comprehensive primary care and emergency health care services for uninsured and underinsured individuals. Thank you, Mr. Speaker."

Representative Woodson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Affordable housing continues to be one of our primary issues here in Hawaii. I am happy that $1.5 million was allocated for the asset management projects. These funds will help improve responses for fair housing issues.

"But there are those, Mr. Speaker, who do not have housing at all. Thousands are homeless, Mr. Speaker. More and more fall into this horrific situation every day. I am very happy that the Finance Committees were able to set aside $750,000 in General Funds for this Housing First Program. This is a great model, Mr. Speaker. It has shown success here in Hawaii and around the country.

"Last thing, Mr. Speaker, with respect to our veterans. We can't do what we do here if our soldiers don't do what they do out there, Mr. Speaker. So when it comes to supporting our soldiers, we must do what we can. I am extremely grateful that five new counselor positions, adding roughly $875,000 over the next biennium for the Office of Veterans Services, is incorporated into the budget. These new positions will help alleviate work load pressures so that more services can be provided for our most deserving population, Mr. Speaker. Thank you."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Mr. Speaker, for me this has been a pleasant and productive session thanks to the Chair of Human Services from the County of Maui and also to our Finance Chair.

"In the Human Services area, the biggest program by far is the QUEST Medicaid program. This is an enormous program and the Legislature this year added a total of over $500 million to this program. Most of this of course was federal money. Nonetheless, these funds will expand various aspects of QUEST Medicaid, primary care, acute care facility rates, Affordable Care Act from the federal government, and also services for our Micronesian friends and relatives, and mentally ill children up to age 26.

"To support the program which is now approximately $3.9 billion over the biennium, great strides were made over the last few years and this year in improving the electronic and system capabilities of the QUEST Medicaid program. This year there was an add-on of $23 million for the biennium, federal and state funds, for this program. Please note that of the $23 million, over $20 million are federal funds, not state funds. These improvements in electronic and system aspects will allow the Medicaid eligibility system to improve and expand, allow the Medicaid health information technology plan to proceed. Both are vital aspects in providing timely and accurate information, enhanced eligibility and enrollment for people in the QUEST Medicaid program.

"Another big area of improvement this year had to do with foster children. The foster children program has been sitting on the sidelines for many, many years. This year we saw people coming into the program asking for monthly stipend improvements which have not been increased for 22 years. You can imagine that over 22 years there has been a great deal of increase in cost and also inflation. The other aspect of foster children is that we currently have a cutoff of age 18. So this year, funds were added to increase the monthly stipends, not enough but at least a little, and also to allow the foster children to age-out on a voluntary basis at age 21, not age 18. So these are two very large aspects of improvements in human services, the QUEST Medicaid program, and the foster children program. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. I'd like to echo the sentiments of my colleagues from the Finance Committee in extending my warmest *mahalos*

to the Chair of the Finance Committee, the Vice Chairs and their staff. I guess there is some fortune experienced by some of our freshman members of not having to experience the full-fledged freshman experience of the 2:00 a.m. Finance hearings, so that's because of our Chair and Vice Chairs extremely efficient manner of holding hearings. So for that I especially wanted to say thank you for allowing us to get home, especially the neighbor island guys, and see our friends and families on the weekend.

"I'm really grateful to be part of or having some influence in such a stellar budget this year. So although we took a very conservative and provident approach, we did highlight and not neglect to support some very important programs. In public safety, we added 94 positions for the reopening of the Kulani facility on Hawaii Island as part of the Justice Reinvestment Initiative that we passed a year or two ago to bring our prisoners home.

"We also added 10 positions and $850,000 in General Funds over each year of the biennium for additional security at courthouses statewide. These deputy sheriffs will provide additional security to the courthouses on Oahu, Hawaii Island and Maui. I took a tour and trust me, we need it. So, we got you, Maui.

"We also added $1 million in General Funds in both Fiscal Year '14 and '15 for increased utility costs. This department has not received any additional funding since 2006 to cover the ever increasing costs of utilities.

"So those are some of the highlights from the committee that I was also really blessed to serve as Vice Chair of, and I'd like to also thank the Chair of that committee for being a great mentor and dealing with my very rough learning curve, and having to sit through me calling the votes wrong at times.

"Also there are some highlights from the Ocean, Marine Resources, & Hawaiian Affairs. OHA added $400,000 in General Funds in Fiscal Year '14 for health improvement projects. We also added $9.6 million for administrative and operating expenses for the Department of Hawaiian Homelands. Lastly, we added $600,000 in General and Federal Funds in Fiscal Year '14 to support the Recreational Fisheries program in DLNR. So *mahalo*."

Representative Cabanilla rose to speak in support of the measure, stating:

"Mr. Speaker, I too am in strong support of HB 200. HB 200, HD 1, SD 1, CD 1 is a testament of the long, hard work of our Members, the committee and all their staff, and also our GIA and our CIP chairs. It is a carefully crafted masterpiece this session that yielded to address the needs of the people in our state.

"West Oahu is a growing community, Mr. Speaker, people are migrating from everywhere. James Campbell High School has the biggest enrollment in the entire state. Recognizing that need, HB 200 continues to appropriate for planning and design for a new high school in the area as well as appropriation for electrical upgrades and air conditioning of the current school.

"Recognizing this migration in the area, HB 200 addresses infrastructure needed for these people that are coming in. It has appropriations for the expansion of Ewa Makai Middle School and also a new elementary school and middle school called East Kapolei for now.

"HB 200 also addresses the traffic congestion that this migration gives to the district or to the area. It appropriated for the afternoon zipper lane and also improvements for H-1 for egress into the freeway to come to Waipahu and Ewa Beach, as well as widening Fort Weaver Road.

"There's more to be said that the people of Ewa Beach need to be grateful to this Body and to the Finance Chair for addressing all those needs of our people. On behalf of the constituents of Ewa Beach, I would like to say thank you. Thank you, Mr. Speaker.

"I also would like to say that as the Chairman on the Committee on Housing, HB 200 is a statement of the conscience of you, Mr. Speaker, and this body, for appropriating for the number one need of our state, which is affordable housing. The $9 million appropriated for HHFDC, Hawaii Housing Finance & Development Corporation, that is in charge of building affordable housing funded this year.

"I would like to say in closing that the people of Hawaii have a lot to be thankful for this body, for this is a well-crafted masterpiece of this legislative session. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Mr. Speaker, I have a couple of comments on process and then on content. Mr. Speaker, I've been on the Finance Committee for a number of years. In fact, I can remember when you were a Finance Chair, when Speaker Say was Finance Chair.

"So there are a couple of things I want to give a couple of kudos to, because first was the notion of the budget worksheets were always at the last minute. This time they were quick, early, in fact, Mr. Speaker, they were even online. So I commend that transparency and that openness. That was very encouraging.

"Secondly, it was encouraging to have the staff talking very openly about what was going on in the Departments. That was refreshing. Generally there's a cat and mouse being played between the Legislature and the Executive, but it was where it was quite open and quite fruitful to what otherwise seems to have been a discussion that we never know until the last minute what really people are thinking.

"Third observation on process, Mr. Speaker, was that, and this is to all of the members of the Finance Committee as well as this body, is that we had the prudence to look ahead and not just see that the money is coming in and we should spend it because the temptation was to spend it, there's a lot of proposals, but to look at what we can squirrel away. This budget, even though it's $24 billion, does squirrel some money away.

"Another I guess content observation is that, Mr. Speaker, times are better now, we don't have the $3 billion that we had to cut in the last five sessions. We were cutting and cutting and cutting. Not that it makes it easier to be Finance Chair or to be on the Finance Committee, but it's more difficult to think that now we are being carried out of these doldrums by the tourism industry. The tourism industry is a very fragile industry, it goes up and down like restaurant businesses. We like it, we hate it, it's very fragile.

"Mr. Speaker, we have to diversify our economy, and I know no one spoke for ERB, the Economic Revitalization and Business Committee, but I think it's important that we mention that PISCES is in this bill. We have a chance to become the world leader in space exploration, there's a literal vacuum in the United States for space exploration, that's something that we can promote.

"It should be also mentioned that in this budget is the Hawaii Growth Initiative. The last vestige of hope for America is our entrepreneur, Mr. Speaker. This budget gives hope to some of the entrepreneurs by encouraging them, giving them capital, giving them what otherwise, America used to have all the money, now we've got basically the ideas and we have the entrepreneurship, which this budget is promoting.

"Lastly, Mr. Speaker, if there's any way I could improve any of the process, I would echo the member of the committee from Diamond Head who said, 'if we could only have a speed reading course before the gavel went down, it would have been a much better session.' Thank you, Mr. Speaker."

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"I speak in support of this measure. I want to thank the Finance Chair for setting the groundwork for one of the best sessions in my 19 years. She

helped to lead her committee and the entire House on a steady course. Her leadership and the guidance from the Speaker were most appreciated.

"The state and our people are better off because of this budget and for the many people who worked diligently on this excellent product.

"As the Chairman of the House Committee on Veterans, Military, & International Affairs, & Culture and the Arts, I am very happy that the need to support and provide monies to programs and services related to this subject matter committee was included in this year's State Budget.

"Recognizing the positive impact tuition assistance programs can make for Hawaii National Guard service members, the Legislature restored the Tuition Assistance Program and appropriated $100,000 in both Fiscal Years to reinstate cuts to support recruitment and retention by means of reimbursing service members for post-secondary education costs.

"Acknowledging the importance of caring for our veterans, monies were provided for five additional Veterans Services Counselors and $474,196 in General Funds to support veterans across the State.

"The Hawaii National Guard Youth Challenge Academy was provided $7,155,669 in FY2013-2014 and $7,155,669 in FY2014-2015 for operating expenses.

"In addition, $5,900,000 in FY2013-2014 was appropriated for Hawaii National Guard Youth Challenge Academy to make upgrade and improvements at the Keaukaha Military Reservation on Hawaii Island. Specifically, the monies will be used for plans, designs, construction and equipment for two billets to house cadets of the YCA program on the island of Hawaii; provide renovation to the existing armory at Keaukaha Military Reservation for administration, classroom, restroom, storage, multi-purpose/dining area and other misc. facility and infrastructure improvements. This project is deemed necessary to qualify for federal aid financing and/or reimbursement.

"The NDWP-Kapalama Military Reservation Improvements at Honolulu Harbor was provided $250,000,000 in FY2013-2014 for plans, design and construction for the development of a new container terminal facility and other related improvements. This is a New Day work project.

"An appropriation was made to the Oahu Veterans Council for $2,000,000 in FY2013-2014 for plans, design and construction for phase 3 of the Oahu Veterans Center located at Foster Village.

"The West Hawaii Veterans Center on Hawaii Island was provided $300,000 in FY2013-2014 for plans and design for site selection for a new veterans center in West Hawaii in this budget.

"Retrofit Public Buildings with Hurricane Protective Measures throughout the state will be allocated $2,000,000 in FY2013-2014 and $2,000,000 in FY2014-2015 for plans, land acquisition, design, construction and equipment to retrofit public buildings with hurricane protective measures and increase the number of public shelters statewide.

"The Disaster Warning and Communications Devices statewide will be provided $2,500,000 in FY2013-2014 and $2,500,000 in FY2014-2015 for plans, land acquisition, design, construction and equipment for the incremental addition, replacement and upgrade of state civil defense warning and communications equipment.

"Upgrade and Improvements to National Guard Facilities will be appropriated $12,600,000 in FY2013-2014 for design and construction for improvements and upgrades to National Guard armories to conform to current National Guard Bureau standards and criteria, and to meet unanticipated health, safety and building code requirements.

"$30,318,000 in FY2013-2014 and $901,000 in FY2014-2015 will be provided to the Army Aviation Support Facility (AASF) at Kalaeloa for plans, design, construction and equipment of a new Army Aviation Support Facility at Kalaeloa, Oahu. The facility will be built to National Guard standards and will meet LEED silver level.

"Transpacific Landing Stations, Broadband Infrastructure Deployment statewide will be provided with $20,000,000 in FY2013-2014 for plans, land acquisition, design, construction and equipment for submarine trans-pacific cable landing stations, infrastructure improvements, and broadband infrastructure deployment improvements.

"Amelioration of Physical Disasters monies provides $500,000 for Fiscal Year 2013-2014 and the sum of $500,000 for Fiscal Year 2014-2015 shall be expended for relief from major disasters pursuant to Section 127-11, Hawaii Revised Statutes.

"The Academy for Creative Media empowers students to express their stories through multiple digital media platforms within a context of cultural and aesthetic value. In support of expansion of the Academy's film and digital media programs statewide, $400,000 in General Funds was provided for the 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawaii, which preserves film and videotape related to Hawaiian history and culture.

"These programs and services will continue or be enhanced because of the monies allocated in this measure. Thank you."

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. I would like to thank the Finance Chair, the Finance House Committee Members and especially the hard working support staff of their tireless commitment to our state budget. This year was a monumental one where this bill passed both committees in record time. As the representative for my House District, I would like to especially thank this committee for allocating funding for our Nanakuli Library.

"This capital improvement will transform the lives of an entire community. It will provide many with a quiet place to study; a place to learn; a place to find themselves. In a community with the largest concentration of native Hawaiians, the library will provide for *kupuna* to tape their oral history.

"As a silver LEED certified structure, costs will be saved. The architecture of the building will also help save additional dollars by being built in a manner which will utilize the least amount of electricity. Native plantings will use less water. This state of the art library comes at a time when we need a learning facility for this neighborhood. It is long overdue and for this I am truly grateful. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I would just like permission to enter written comments in the Journal."

Representative McKelvey's written remarks are as follows:

"Hawaii's economy continues to recover from the great recession. The visitor industry is robust, and housing and construction are enjoying a strong rebound, so despite the federal sequester, the State of Hawaii still expects positive growth this year.

"Through this measure Hawaii will continue to be a leader in environmental protection and tourism in the acquisition of the parcel of land located at Lipoa Point. The true value of Honolua and Lipoa Point cannot thoroughly be measured by a monetary figure; to the people that care for the land and the marine-life that exist in the area, it is far more personal and subjective than any sum could allow. The archaeological and cultural significance of Honolua Bay is invaluable and priceless to the people that love it. This measure ensures that this area will be preserved, and conserved in perpetuity."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 200, HD 1, SD 1, CD 1, entitled:

"A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Final Reading by a vote of 51 ayes.

At 10:33 o'clock a.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 200, HD 1, SD 1, CD 1

At 10:34 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvene at 11:31 o'clock a.m.

At this time, the Chair recognized the Clerk who announced:

"I have been informed by a representative of the President of the Senate that the Conference Committee Report for H.B. No. 200, HD 1, SD 1, CD 1, was adopted, and said House Bill, Relating to the State Budget, passed Final Reading in the Senate at 11:14 a.m. on this day.

"In addition, I have been informed by the Assistant Clerk of the House that at 11:16 a.m. on this day, House Bill No. 200, HD 1, SD 1, CD 1, has been duly transmitted by the Legislature to the Governor, pursuant to Article VII, Section 9 of the Hawaii State Constitution."

At this time, the Chair stated:

"Members, please note that on page 24, CCR No. 144, House Bill No. 546, HD 2, SD 2, CD 1, will be deferred to the end of the calendar."

Conf. Com. Rep. No. 144 and H.B. No. 546, HD 2, SD 2, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion as these items were agreed to by this Body for placement on the Consent Calendar."

At 11:33 o'clock a.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:34 o'clock a.m.

Conf. Com. Rep. No. 13 and S.B. No. 995, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 995, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 14 and H.B. No. 1207, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1207, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 16 and S.B. No. 407, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 407, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 17 and H.B. No. 1405, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1405, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 19 and H.B. No. 235, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 235, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"HB235, HD1, SD1, CD1 is a housekeeping measure which will allow restitution to include societies whose mission is to prevent the cruelty to animals. This bill will help these organizations to continue their mission to stand up against crimes against animals and help sustain the aid and welfare of these innocent human companions. For these reasons, I rise in support. 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. 235, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 20 and S.B. No. 1118, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1118, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 25 and H.B. No. 848, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 848, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 27 and H.B. No. 587, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 587, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. First, I would like to thank the introducer of this measure. Sometimes, those who are dating fall prey to abuse from their counterpart. This bill will provide law enforcement with the tools necessary to ensure safety for the individual being abused. In addition, it extends the length of time that couples are separated. HB 587, HD1, SD1, CD1 will help save lives. For these reasons, I rise in support. 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. 587, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 28 and H.B. No. 805, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 805, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 32 and H.B. No. 87, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 87, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. I would like to thank the members of the Judiciary Committee and the members of the Conference Committee for their efforts to ensure the intent of this measure is articulated in the language of this bill. Trespassing continues to be problematic in public housing projects. Many times, trespassing takes place and this measure has addressed the concerns of the residents who live in our Public Housing facilities. I am sure that we can all agree that their safety is of the utmost importance. For these reasons, I rise in support. 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. 87, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 33 and H.B. No. 888, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 888, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 34 and H.B. No. 1381, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1381, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I stand in support of this bill. The purpose of this measure is to assist Hawaii's servicemen, servicewomen, and their spouses when determining qualifications for an occupational license. It acknowledges the undue economic hardship placed upon service members and their families. When service members are stationed across different states and countries, spouses must find different jobs or become relicensed in their professional and vocational fields. This can become an unduly burden, and can make it especially difficult for a military family to survive with a single-income household. This bill will allow spouses to practice their respective careers by allowing them licensure in a timely manner.

"HB1381 amends Section 436B-14.7 of the Hawaii Revised Statutes to include both nonresident and resident military spouses and limits licensure to spouses who are present in Hawaii for at least one year due to military orders. The amendments also give more flexibility for the licensing authority, the Department of Commerce and Consumer Affairs (DCCA), to issue licenses by endorsement and reciprocity.

"The amendments mentioned in the bill also limit the scope of the existing law by implementing certain safeguards. Service members of said spouses must be in good standing in any branch of military, be it active or reserve, and must also be stationed in Hawaii for at least a year. It's important to recognize that, though the existing law is intended to ease the hardship on military families traveling throughout our nation and world, we cannot extend this exemption to those who have not proven their personal, vocational and professional responsibilities.

"This measure will also improve our state's professional and vocational markets. I believe it will enhance the lives of Hawaii residents by filling the shortages being experienced in some professional areas. Furthermore, the five year cap on the licensure correlates with the service members' rotational tour. This is not intended to be an indefinite exemption, but is rather a temporary relief for those qualified military service members and spouses who must often move. The cap does not allow for enough time for spouse license holders to establish their own practices, but rather allows an expedited license to be issued to qualified candidates. This will allow them to contribute to an already established local practice without taking away job positions from local residents.

"If approved by the Governor, this bill will be a part of our Military Appreciation Package. The Military Appreciation Package was created to support the efforts of our men and women who have served throughout our history and all who now serve in uniform and their families, as well as, those Americans who have given their lives in defense of our freedoms we all enjoy today.

"The pieces of legislation that comprise the Military Appreciation Package address some of the many challenges facing our military personnel and their families, including significant recruitment and retention issues, especially for the National Guard and Reserves. It honors, remembers, recognizes and appreciates all military personnel.

"Every session, my staff and I work closely with legislators in the House and Senate, representatives from the active, Guard, and Reserve branches of the military, veteran groups, and concerned individuals to address the needs of our military men and women and their families.

"This session, the package includes 12 bills, 12 resolutions, and over $333 million in FY 2013-2014 and $132 million in FY 2014-2015 in funds to build or improve facilities, provide tuition assistance, fund positions and provide program operating expenses.

"Over the past ten years, we have introduced various measures to address veterans' cemeteries improvements, educational benefits and tuition assistance for service members, creating the Gold Star Family license plates, military base capital improvement projects, tax exemptions on vehicles, adjustment of deadlines for state and city elections to accommodate overseas voters, and funding for the National Guard Youth Challenge Academy. If there is any way we can assist the needs of our military men and women and their families, you can be sure we will find it.

"May is National Military Appreciation Month, as designated by Congress, and provides a time and place on which to focus and draw attention to our many expressions of appreciation and recognition of our armed services via numerous venues, and also to recall and learn about our vast American history.

"It recognizes those on active duty in all branches of the services, the National Guard and Reserves plus retirees, veterans, and all of their families – well over 90 million Americans and more than 230 years of our nation's history.

"On May 1, 2011, President Barack Obama delivered the news that many families, soldiers and veterans have waited for nearly a decade to hear. Word of Al Qaeda leader Osama Bin Laden's death caused a national – and even international – pent-up sigh of relief.

"But with relief also came memories . . . memories of those who could not be here with us to celebrate the news – those whose deaths have led us to this day.

"On the fateful sunny Tuesday morning in September just twelve years ago, 2,819 U.S. citizens in New York, Pennsylvania, and Washington D.C. would not live to see September 12. With heavy hearts, we also bid '*aloha*' to members of our own Hawaii *ohana*: Georgine Corrigan, Christine Snyder, Heather Ho, Maile Hale and Rich Y.C. Lee.

"In response, U.S. military forces activated around the country and in our global bases on a mission to bring those responsible for the heinous murders to justice. We discovered soon after that the man taking credit for the attacks was Osama Bin Laden. From then on, the U.S. led a world-wide man hunt for him.

"Since 2001, countless valiant members of our U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard (including our Army and Air National Guard) have given their lives in this pursuit. As President Obama solemnly reaffirmed, 'The American people did not choose this fight. It came to our shores, and started with the senseless slaughter of our citizens. After nearly 10 years of service, struggle, and sacrifice, we know well the costs of war.'

"'Freedom isn't Free' isn't just a catchy bumper sticker – it's a declaration that those who defend our country with their lives do so for the millions of other Americans they have never and will never meet.

"One of the most unfortunate consequences of war is the loss of our men and women in uniform. The establishment of the Hawaii Medal of Honor in 2005 has allowed the Legislature and the entire State of Hawaii to recognize military personnel with Hawaii ties killed in action.

"The Legislature held, for the eighth time, a joint session this past March to honor and award Hawaii's fallen soldiers and their families with the Hawaii Medal of Honor. A total of 327 service members have been honored since March 29, 2003.

"With this, Members, I'm sure that you understand that the significance of this measure extends far beyond this Chamber, and understand what the implications of existing law means for both military spouses and the residents of Hawaii. What we do affects individuals and families alike, and this measure will work to help civilian and military personnel and their families. I believe that the amendments in HB1381 equally support both interests, and works to best support military families and local jobs while establishing a limit on licensure.

"For these reasons, I support this measure and urge my colleagues to do the same. 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. 1381, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 35 and H.B. No. 656, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 656, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 36 and H.B. No. 423, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 423, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 37 and S.B. No. 239, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 239, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 41 and S.B. No. 1161, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1161, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 46 and S.B. No. 697, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 697, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 49 and S.B. No. 1042, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 59 and S.B. No. 1176, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1176, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 61 and S.B. No. 6, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 6, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 64 and S.B. No. 192, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 192, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 70 and H.B. No. 1187, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1187, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 71 and H.B. No. 398, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 398, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 73 and H.B. No. 951, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 78 and S.B. No. 655, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 655, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Cachola voting no.

Conf. Com. Rep. No. 79 and S.B. No. 548, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 548, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support of this measure. Telemedicine is a modern necessity borne of technology. It requires using telecommunication and information technologies in order to provide clinical health care at a distance, ideally for those living in more isolated communities. It works to improve access to medical services, and also works to save lives in critical care and emergency situations. Furthermore, telemedicine offers a more diverse contribution to regionalized medical fields, and also encourages sharing and advancements of medical procedures and ideas.

"The measure before us today works to amend Section 453-2 of the Hawaii Revised Statutes to expand the field of those allowed to practice telemedicine by exempting specific military medical professionals from the telemedicine licensing requirement. Originally, this exemption applied to any commissioned medical officer specifically in the United States Armed Forces or public health services.

"The amendments further this exemption, including commissioned medical officers and psychologists employed by the US Department of Defense (DOD) and credentialed by Tripler Army Medical Center (TAMC) from the telemedicine licensing requirement. Note that, to be eligible for exemption, qualified commissioned medical officers and psychologists must be providing direct telemedicine support or services to neighbor island beneficiaries within a Hawaii National Guard armory on Kauai, Hawaii, Molokai and Maui.

"These amendments are directly intended to provide National Guard personnel and their spouses on neighbor islands with better and more diverse access to medical services. With a wider pool of telemedicine providers and doctors, more people will have better, accessible and more efficient medical service. Ideally, less would have to travel to other islands to get the procedures and treatments that they need. Less people would have to sacrifice quality of medical service for convenience, because more would be convenient.

"This measure is practical, Members, and necessary. It will not only improve medical service across the islands, but will also save time and money for those who serve not only our great country – but those who also serve our great state as Hawaii National Guardsmen.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 548, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 81 and S.B. No. 102, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 102, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. More and more often, I have received phone calls of suspected financial abuse of our elderly. Others prey upon our *kupuna* who have spent most of their lives saving for retirement. This measure will require financial institutions to report suspected financial abuse. This measure is a positive step in the right direction to protect this vulnerable and fragile group. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 102, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 84 and S.B. No. 1003, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1003, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 93 and S.B. No. 1340, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1340, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. This measure allows those who are in foster care to care and supervise youth until the age of 21 instead of 18. Testimony provided by youth had shared their support for this bill as it will help to continue their transition from youth to adulthood. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1340, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 99 and S.B. No. 326, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 326, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 100 and H.B. No. 762, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 762, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 103 and H.B. No. 1136, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1136, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support of HB1136. The Civil Air Patrol provides a valuable, timely, and cost-effective service during natural disasters. It provides proficiency in search and rescue activities and performs tsunami warning missions for citizens of Hawaii.

"Lieutenant Colonel Ronald Baird, a senior member of the Hawaii Civil Air Patrol and Government Affairs Advisor for the Hawaii Wing, supports this bill. He pointed out the value of the Civil Air Patrol was evident during our most recent tsunami events. The Civil Air Patrol was able to provide pictures, in real time, of property damage. Upon the 'all clear,' the Civil Air Patrol assisted with assessing the damages. The Civil Air Patrol was able to perform these public service activities at minimal cost to the government, mostly of its pilots trained in performing the tsunami mission, as they could fly at low altitude over beaches and low-lying areas and warn people through loudspeakers. The funds provided to the Department of Defense will assure that Hawaii has certified pilots, observers, and scanners who can respond to emergencies when called upon.

"The Civil Air Patrol also coordinates its cadet program, which promotes character development, professional skills and aerospace education, and many of the cadets go on to serve in the military.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. This measure allocates funding for the Hawaii Civil Air Patrol. Contrary to belief, the Hawaii Civil Air Patrol is not financially attached to a military branch. The work that they provide during times of natural disasters or possible disasters is provided through private means even though the work they provide is in the interest of public safety. In addition, they have programs for youth to teach and train young adults who may be interested in aviation as a career. For these reasons, I rise in support. 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. 1136, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 104 and H.B. No. 1279, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1279, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 108 and H.B. No. 471, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 471, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 110 and H.B. No. 928, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 928, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 111 and H.B. No. 977, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 977, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 112 and H.B. No. 218, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 218, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 113 and H.B. No. 1430, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1430, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 122 and H.B. No. 1424, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1424, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 123 and H.B. No. 266, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 266, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 127 and S.B. No. 614, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 614, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support of SB614. We should honor the memory of the late United States Senator Daniel K. Inouye and the late United States Representative Patsy T. Mink. They served the people of Hawaii and have inspired current and future generations.

"We should honor Daniel Inouye, one of the highest-ranking Asian-American politicians in American history and a highly honored veteran. He served our country in the 442nd Regimental Combat Team and received numerous honors, including the Medal of Honor. As one of the most important governmental figures in Hawaii, Senator Inouye served as the most-senior member of the U.S. Senate and the second-longest-serving senator in U.S. history and was also the first Japanese American to serve in the U.S. Senate and the U.S. House of Representatives.

"We should also honor Patsy Mink, who fought for equality. Congresswoman Mink overcame gender and racial discrimination to become the first woman of color and first Asian American woman elected to Congress, the first woman elected to Congress from Hawaii, and the first Asian American to seek the presidential nomination of the Democratic Party in 1972. She authored Title IX Amendment of the Higher Education Act, also known as the Patsy Mink Equal Opportunity in Education Act.

"Eva Laird Smith, the executive director of the Hawaii State Foundation on Culture and the Arts, who supported the intent of this bill, noted that Senator Inouye and Congresswoman Mink have greatly contributed to the people's Hawaii and deserve more than a single effort to memorialize them. Commissioning works of art to honor their legacy in our state will inspire generations to come and is a most fitting tribute that will last in perpetuity.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 614, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 128 and S.B. No. 635, SD 1, HD 3, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 635, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 134 and S.B. No. 1206, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1206, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 135 and S.B. No. 1280, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1280, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 136 and H.B. No. 353, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 353, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Nakashima's written remarks in support of the measure are as follows:

"This is very important legislation, which will appropriate $250,000 in matching funds for each year of the 2013-2015 fiscal biennium for the Department of Agriculture to research and develop methods for the prevention and treatment of coffee berry borer infestations. This is a key next step to investigate and develop best practices for guarding against threats that are specific to the environment in Hawaii. This bill also seeks to fund control and mitigation efforts to minimize damage from the coffee berry borer that will help to prevent damage to coffee crops on Hawaii Island as well as the rest of the state. To accomplish this, this bill will appropriate an additional $300,000 in matching funds for the 2013-2014 Fiscal Year. In this small way, we will take substantive steps forward to protecting the valuable Big Island coffee industry.

"Freshman Representative Nicole Lowen of Kona deserves special recognition for working diligently in guiding this important bill through the legislative process to ensure that we address this serious threat to Hawaii's coffee industry."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 353, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 139 and H.B. No. 417, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 417, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Nakashima's written remarks in support of the measure are as follows:

"HB417 is important legislation, which will provide funds for the Medical Residency program at the Hilo Medical Center. The core of this program is the training of 12 medical residents – four students per year for three years – in the critical need areas of family practice and primary medical care. Studies show that medical doctors often set up practice where they receive their residency training, so it is logical for the State of Hawaii to provide training for these young medical professionals in less urban and rural areas of the state that are severely underrepresented. The $1.8 million goes a long way in meeting the $2 million price tag for the build-out of the residency program until federal doctor training funds become available when the program is fully established after the third year.

"Beyond this funding, there is an additional need for $800,000 to provide for the interdisciplinary studies of this primary care training program. The Patient-Centered Medical Home (PCMH) is a team-based health care delivery model led by a physician that provides comprehensive and continuous medical care to patients with the goal of obtaining maximized health outcomes. In this model, nurse practitioners, psychologists and pharmacists work together with a medical doctor to provide necessary care while lowering costs and increasing the number of patients served.

"I would like to thank House Health Committee Chairperson Della Au Belatti for her leadership and support of this important program, which will greatly improve our ability to provide for the medical needs of Hawaii residents."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 417, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 140 and H.B. No. 908, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 908, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Rhoads voting no.

Conf. Com. Rep. No. 143 and H.B. No. 749, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 749, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Nakashima's written remarks in support of the measure are as follows:

"Mr. Speaker, the Hawaii Agriculture Workforce Advisory Board is an important first step to address our goal of promoting agricultural self-sufficiency in the state. Through a coordinated and deliberate effort between our educational institutions and farmers, we hope to reverse the downward trend in the number of viable farmers and ranchers currently making a living in agriculture by increasing the carrying capacity of the industry through the training and development of a new generation of leaders with the vision and goal of agricultural self-sufficiency."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 749, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 148 and S.B. No. 498, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 498, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 151 and S.B. No. 722, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 722, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 152 and S.B. No. 5, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 5, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 153 and S.B. No. 244, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 244, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. In light of the ranking from the National Alliance for Public Charter Schools, I believe this measure will help in the alignment of our Hawaii Public Charter Schools to become accountable while keeping the interest of their students as a priority. The work from the Conference Committee Chairs along with the support from their respective committee members have helped to tighten the language of this bill. In particular, I am happy to know that the efforts from Act 130 from the 2012 session has helped build Hawaii in their rankings. This measure continues this effort in hopes that our charter schools will continue to move up from their initial rank in 2011 of 35th, to 14th in 2012. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 244, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 156 and S.B. No. 551, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 551, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support of this bill. As many of us know, the United States has had a tumultuous history in the Middle East over the past three decades. This history cannot be ignored. The Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, Operation New Dawn, the Global War on Terrorism, Homeland Defense, and Operation Noble Eagle were the wars of this generation and its veterans and heroes must be honored.

"Hawaii has already dedicated the Korean-Vietnam War Memorial on the grounds of the State Capitol to remember those in Hawaii who sacrificed their lives for others during these wars. For some of us, these wars directly affected our generation or our parents' generation. This memorial holds special significance for those who can remember what it felt like during those times of hardship. We could relate to our Korean and Vietnam War veterans who gave their lives to serve their country; they were our classmates, our relatives, our peers and our friends. We remember who they were. We remember their stories in the news, and the memorial serves both as tribute to their sacrifice, tribute to the wars' living veterans, and as a beacon of hope for us.

"The veterans and families of these Middle East wars also deserve to have the same tribute because they too sacrificed everything for our nation. After 9/11, our security was shattered, our country broken, and we mourned for those lost. Though we in Hawaii are separated from the continental US, distance did not separate our collective grief and resolve to prevent another 9/11 attack from occurring. Local men and women did not merely endure, but instead joined the armed services, intent on rebuilding what our nation lost, and left home to enter lands of uncertainty and conflict. Service members from Hawaii gave and lost their lives. Though memorializing their sacrifice cannot possibly express the extent of gratitude of our state, it serves to remind veterans and family members that we do not forget those who have sacrificed everything.

"This memorial established for the veterans of the Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, Operation New Dawn, the Global War on Terrorism, Homeland Defense, and Operation Noble Eagle would honor this generation's heroes, veterans, and military families, and would remind them that there is hope in loss, that there can be honor in death, and that freedom does not come without a price.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. To recognize the sacrifice and contribution to our state and this country is the least that we can do for our veterans. I believe a memorial would be an appropriate sign of our appreciation for their effort. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 551, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 158 and S.B. No. 1256, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1256, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 159 and S.B. No. 23, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 23, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 163 and S.B. No. 106, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 106, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. As our elderly population continues to grow, I believe the actions of this measure will address the challenges faced by our *kupuna*, and those who care for them. As a former member of the Aging in Place Task Force, the issues surrounding mobility management, care for our elderly, and Alzheimer's and dementia services were discussed. I am glad to see that action is now being taken to address these and other issues through SB106, SD1, HD1, CD1. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 106, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 164 and S.B. No. 911, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 911, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 169 and S.B. No. 1124, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1124, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND," passed Final Reading by a vote of 51 ayes.

At 11:35 o'clock a.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 995, HD 1, CD 1
H.B. No. 1207, HD 1, SD 1, CD 1
S.B. No. 407, SD 1, HD 2, CD 1

H.B. No. 1405, HD 2, SD 2, CD 1
H.B. No. 235, HD 1, SD 1, CD 1
S.B. No. 1118, SD 1, HD 1, CD 1
H.B. No. 848, HD 2, SD 1, CD 1
H.B. No. 587, HD 1, SD 1, CD 1
H.B. No. 805, HD 1, SD 2, CD 1
H.B. No. 87, SD 2, CD 1
H.B. No. 888, HD 2, SD 1, CD 1
H.B. No. 1381, HD 2, SD 2, CD 1
H.B. No. 656, HD 2, SD 2, CD 1
H.B. No. 423, SD 1, CD 1
S.B. No. 239, SD 1, HD 2, CD 1
S.B. No. 1161, SD 1, HD 2, CD 1
S.B. No. 697, HD 1, CD 1
S.B. No. 1042, SD 2, HD 1, CD 1
S.B. No. 1176, SD 1, HD 2, CD 1
S.B. No. 6, SD 1, HD 1, CD 1
S.B. No. 192, HD 1, CD 1
H.B. No. 1187, SD 2, CD 1
H.B. No. 398, HD 1, SD 2, CD 1
H.B. No. 951, HD 1, SD 2, CD 1
S.B. No. 655, SD 2, HD 2, CD 1
S.B. No. 548, SD 1, HD 2, CD 1
S.B. No. 102, SD 2, HD 1, CD 1
S.B. No. 1003, SD 2, HD 1, CD 1
S.B. No. 1340, SD 2, HD 2, CD 1
S.B. No. 326, SD 1, HD 1, CD 1
H.B. No. 762, HD 2, SD 1, CD 1
H.B. No. 1136, HD 2, SD 1, CD 1
H.B. No. 1279, HD 1, SD 2, CD 1
H.B. No. 471, HD 1, SD 1, CD 1
H.B. No. 928, HD 1, SD 1, CD 1
H.B. No. 977, HD 2, SD 2, CD 1
H.B. No. 218, HD 1, SD 2, CD 1
H.B. No. 1430, HD 2, SD 2, CD 1
H.B. No. 1424, SD 2, CD 1
H.B. No. 266, HD 1, SD 2, CD 1
S.B. No. 614, SD 1, HD 2, CD 1
S.B. No. 635, SD 1, HD 3, CD 1
S.B. No. 1206, SD 1, HD 1, CD 1
S.B. No. 1280, SD 2, HD 1, CD 1
H.B. No. 353, HD 1, SD 2, CD 1
H.B. No. 417, HD 2, SD 1, CD 1
H.B. No. 908, HD 2, SD 1, CD 1
H.B. No. 749, HD 2, SD 2, CD 1
S.B. No. 498, SD 2, HD 1, CD 1
S.B. No. 722, SD 2, HD 1, CD 1
S.B. No. 5, SD 1, HD 1, CD 1
S.B. No. 244, SD 2, HD 1, CD 1
S.B. No. 551, SD 2, HD 1, CD 1
S.B. No. 1256, SD 1, HD 2, CD 1
S.B. No. 23, SD 1, HD 1, CD 1
S.B. No. 106, SD 1, HD 1, CD 1
S.B. No. 911, SD 1, HD 1, CD 1
S.B. No. 1124, SD 1, HD 1, CD 1

At 11:35 o'clock a.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:36 o'clock a.m.

At this time, the Chair stated:

"Members, please note that the House previously gave notice of intent to agree to the following bills."

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried:

H.B. No. 791, HD 1, (SD 1)
H.B. No. 847, HD 2, (SD 1)
H.B. No. 514, HD 2, (SD 1)
H.B. No. 529, HD 1, (SD 2)
H.B. No. 879, HD 2, (SD 1)
H.B. No. 880, HD 2, (SD 2)
H.B. No. 1328, HD 1, (SD 1)
H.B. No. 1388, HD 1, (SD 1)
H.B. No. 1412, (SD 2)

The Chair addressed the Clerk who announced that the record of votes for the appropriate measures had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measures to the Floor for final disposition.

H.B. No. 791, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 791, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Final Reading by a vote of 51 ayes.

H.B. No. 847, HD 2, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 847, HD 2, on the following showing of Ayes and Noes:

Ayes, 4 (Belatti, McKelvey, Jordan and Fukumoto). Noes, none. Excused, 1 (Yamane).

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 847, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY," passed Final Reading by a vote of 51 ayes.

FINAL READING

H.B. No. 514, HD 2, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 514, HD 2, on the following showing of Ayes and Noes:

Ayes, 3 (Cabanilla, Woodson and Ward). Noes, none. Excused, 1 (Carroll).

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 514, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Final Reading by a vote of 51 ayes.

H.B. No. 529, HD 1, SD 2:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 529, HD 1, on the following showing of Ayes and Noes:

Ayes, 3 (Carroll, McKelvey and Cachola). Noes, none. Excused, 2 (Cabanilla and McDermott).

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 529, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," passed Final Reading by a vote of 51 ayes.

H.B. No. 879, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 879, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Final Reading by a vote of 51 ayes.

H.B. No. 880, HD 2, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 880, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Final Reading by a vote of 51 ayes.

H.B. No. 1328, HD 1, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 1328, HD 1, on the following showing of Ayes and Noes:

Ayes, 4 (Hanohano, Cullen, Evans and Fale). Noes, none. Excused, none.

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1328, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Final Reading by a vote of 51 ayes.

H.B. No. 1388, HD 1, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 1388, HD 1, on the following showing of Ayes and Noes:

Ayes, 4 (Wooley, Onishi, Morikawa and Cheape). Noes, none. Excused, none.

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 1388, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE," passed Final Reading by a vote of 51 ayes.

H.B. No. 1412, SD 2:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 1412, on the following showing of Ayes and Noes:

Ayes, 3 (Hanohano, Evans and Fale). Noes, none. Excused, 1 (Kawakami).

Representative Saiki moved that H.B. No. 1412, SD 2 pass Final Reading, seconded by Representative Awana.

Representative Coffman's written remarks in opposition to the measure are as follows:

"This bill asks the Department of Boating and Ocean Recreation to 'accommodate' native Hawaiian Canoes. The word 'accommodate' lacks clear legislative intent and the bill lacks a definition for a native Hawaiian canoe; is it a certain type of canoe or is it a canoe owned by a native Hawaiian?"

Representative Awana's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support. HB1412, SD2 ensures that our native Hawaiian canoes are provided with mooring space in our small boat harbors. The tradition of native Hawaiian navigation will be able to thrive through educational opportunities at these locations. The space provided at our small boat harbors will lighten the overwhelming load of trying to find a practicable site for this worthy cause. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1412, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Coffman voting no.

At 11:38 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 791, HD 1, SD 1
H.B. No. 847, HD 2, SD 1

H.B. No. 514, HD 2, SD 1
H.B. No. 529, HD 1, SD 2
H.B. No. 879, HD 2, SD 1
H.B. No. 880, HD 2, SD 2
H.B. No. 1328, HD 1, SD 1
H.B. No. 1388, HD 1, SD 1
H.B. No. 1412, SD 2

At this time, the Chair stated:

"Alright, Members, please remember to submit to the Clerk the list of House and Senate Bills on the Consent Calendar for which you will be inserting written comments in support or in opposition. This must be done by adjournment of today's Floor session."

ORDINARY CALENDAR

UNFINISHED BUSINESS

Conf. Com. Rep. No. 10 and S.B. No. 960, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 960, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 11 and S.B. No. 1196, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1196, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition to this bill and for the small sprouts of the entrepreneurs out in our community. Mr. Speaker, I spoke earlier about the entrepreneurs of America as the salvation of this nation. Without entrepreneurs there's no economic development, without entrepreneurs there's no job creation. These are the engines by which you catalyze land, labor, capital, etc., and we have a dearth of those in our community with bills such as this, Mr. Speaker.

"The difficultly is that entrepreneurs grow kind of like shoots, they are in a nursery and they sprout up. Look at the beginning of Dell Computer. It was in the dorm of Michael Dell while he was going to college. If you look at the history of HP, Hewlett Packard, one of the world's biggest computer manufacturers, it started in a garage in Palo Alto.

"Mr. Speaker, the point is that when there is a beginning of an entrepreneurial career, it's a sensitive time. It's sometimes usually 3 to 10% of any population even have the urges or the inclinations to be an

entrepreneur. The difficulty is in that sensitive period of nurturing, we don't want the shoots in the nursery to be pulled out to be inspected.

"What we've got here is a bill that mandates the sale of every small business person have a receipt and keeping books. The history of this bill goes back to when we were very concerned, there's so many guys out there who don't having licenses, we've got to get people with licenses. This bill had in its origination, once people get a GET license they're going to be good soldiers.

"Then another regulation came and said that if you have less than 10 transactions, you don't have to keep books or give receipts but if you have more, which is the law now, you have to keep receipts. But the Department of Taxation said these guys are basically liars, and this is what I contend is the labeling and the profiling by our Department of Taxation to these neophyte entrepreneurs, Mr. Speaker, many of which are new immigrants to the State of Hawaii, who bring new, fresh entrepreneurial energies to the State of Hawaii.

"So the point of this bill is to go and make sure that our police go and make sure that not only they have a license but they're giving a receipt for any and all transactions, Mr. Speaker. Swap meets, garage sales, I even probably put it at lemonade stands that our little kids have. The question is what's going to be next?

"If we went from licensing to receipts to bookkeeping, are we going to make the entrepreneurs like we have another bill about domestic workers, we're going to have different ways, you've got to have maybe your son or your daughter be paid minimum wage. How much is the nanny state going to go into this entrepreneurial spirit and kill it off, Mr. Speaker? That's what this bill does.

"I don't say it because I'm protecting the small guy, even though I think the small guy needs a lot of protection. I'm protecting it because the Department of Taxation has big fish, over a billion dollars of outstanding taxes, of people that they're not going after because they don't have the resources. Going after these small guys is going to take a lot of resources. It's kind of like the micro-terrorism of Boston. You shut down a whole city just to catch a couple of guys. With this bill and the energy and the money that it's going to cost us, it's going to be penny wise and pound foolish.

"Mr. Speaker, having said that, I really mean the salvation of America is entrepreneurs. But you've got to let them grow, you've got to let them be nurtured, you can't be picking them up by the roots or, like with this bill, spraying Roundup on them so you think you're going to mature them. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1196, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT," passed Final Reading by a vote of 43 ayes to 8 noes, with Representatives Cabanilla, Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Conf. Com. Rep. No. 15 and S.B. No. 3, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 3, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Cheape, Fale and Fukumoto voting no.

At 11:46 o'clock a.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 960, SD 1, HD 1, CD 1
S.B. No. 1196, SD 1, HD 1, CD 1
S.B. No. 3, SD 1, HD 2, CD 1

Conf. Com. Rep. No. 18 and H.B. No. 1203, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1203, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I'm a member of the Hawaii Army National Guard. Thank you," and the Chair ruled, "no conflict."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My husband is a member of the Hawaii National Guard. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1203, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Conf. Com. Rep. No. 21 and S.B. No. 1070, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1070, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Final Reading by a vote of 47 ayes to 4 noes, with Representatives Cheape, Fale, Fukumoto and Thielen voting no.

Conf. Com. Rep. No. 22 and S.B. No. 1071, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1071, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Fale voting no.

Conf. Com. Rep. No. 23 and S.B. No. 1077, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1077, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 24 and S.B. No. 1265, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1265, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 26 and H.B. No. 673, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 673, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Fale voting no.

Conf. Com. Rep. No. 29 and H.B. No. 924, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 924, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I just wanted to clarify, my no vote on this measure is because of sending notices by regular mail instead of certified mail. 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. 924, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Fukumoto and Thielen voting no.

At 11:50 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:51 o'clock a.m.

At 11:51 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1203, HD 1, SD 1, CD 1
S.B. No. 1070, SD 2, HD 1, CD 1
S.B. No. 1071, SD 2, HD 1, CD 1
S.B. No. 1077, SD 2, HD 2, CD 1
S.B. No. 1265, SD 1, HD 1, CD 1
H.B. No. 673, HD 2, SD 2, CD 1
H.B. No. 924, HD 1, SD 2, CD 1

Conf. Com. Rep. No. 30 and H.B. No. 1149, HD 3, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1149, HD 3, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"Mr. Speaker, I rise in strong support of HB1149, which requires a wind energy facility owner to be responsible for decommissioning their windmills that have been taken out of service. I'm proud to have drafted HB1149.

"I originally became aware of the decommissioning problem after reading two Pacific Business News articles which were published in 2011. One of these articles detailed the case of Kamaoa Wind Farms where the cost of removing turbines approached $1 million. The company that owned the turbines, Apollo Energy, also owned the land, and said that they were not required by law to take the turbines down. The reality is that we live on an island and cannot have our landscape littered by windmills which are no longer functional.

"After researching laws in other states such as Oklahoma, South Dakota, Illinois and Maine, I drafted the original bill. The bill went to Rep. Lee for circulation, and I am thankful for his support and help. Unfortunately, in the rush to meet filing deadlines, HB1149 did not make it back to me for signature. I would like the record to reflect my authorship and appreciation that this important legislation has been supported so fully throughout the legislative process."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1149, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 31 and H.B. No. 560, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 560, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 38 and S.B. No. 505, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 505, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Ward voting no.

Conf. Com. Rep. No. 40 and S.B. No. 1209, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1209, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to the measure. Mr. Speaker, one of the frustrating things is when you talk to somebody and they don't talk back or you look at somebody and you're wanting to say hello to them and they don't talk back, they're ignoring you.

"Mr. Speaker, this bill has kind of gone in that same way. I think some of my colleagues stood up on the Second and Third Readings and basically read what the law says, that 'the Director of Transportation, in the case of state highways, may, upon application in writing, issue a written permit, subject to any terms and conditions imposed by the director, authorizing the applicant to vend in the airspace,' repeat, to vend in the airspace, 'as that term is defined in title 23 Code of Federal Regulations … as amended, of the State's interstate highway system.'

"Mr. Speaker, some of us have said, well here comes bulletin boards, here comes the Goodyear blimp. And people said no, no, no, that's not what it means. So, Mr. Speaker, I will yield the Floor to anybody who can say, hey this is really what it means when it says 'vending in airspace.' I think that's enough said. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I stand in opposition to this measure. Thank you, sir. I echo the remarks of the Representative from Hawaii Kai. The last thing, I'm sure this isn't intended to do, but we don't want to see billboards in the State of Hawaii. That would be terrible. But if the language is as he says, it opens the door to that. When Members of this Body are long gone, someone might try and take advantage of that, put it up and then we the state would have to sue them saying that this is not correct, but in actuality the language states that it could be. So for those reasons, a no vote, sir."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I'm also a no vote on this and I'd like to remind Members that this is the Department of Transportation that consistently comes to us and asks for exemption from environmental laws. So do we really want to trust them to make the decision as to what they can go ahead and allow to be vended in this airspace? The airspace as defined is 'that space located above and/or below a highway or other transportation facility's established grade line, lying within the horizontal limits of the approved right-of-way or project boundaries.' That's a pretty large piece of real estate and DOT has not been shown as an environmental steward. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1209, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Final Reading by a vote of 42 ayes to 9 noes, with Representatives Cheape, Fale, Fukumoto, Ing, Johanson, McDermott, Thielen, Ward and Wooley voting no.

Conf. Com. Rep. No. 42 and S.B. No. 1339, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1339,

SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 43 and S.B. No. 1025, HD 3, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1025, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Final Reading by a vote of 51 ayes.

At 11:57 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1149, HD 3, SD 2, CD 1
H.B. No. 560, HD 1, SD 1, CD 1
S.B. No. 505, SD 2, HD 1, CD 1
S.B. No. 1209, SD 1, HD 1, CD 1
S.B. No. 1339, SD 1, HD 1, CD 1
S.B. No. 1025, HD 3, CD 1

Conf. Com. Rep. No. 44 and S.B. No. 933, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 933, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. I'm a beneficiary of the Tri-Care program," and the Chair ruled, "no conflict."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My husband is a beneficiary of Tri-Care. Thank you," and the Chair ruled, "no conflict."

Representative McKelvey rose, stating:

"Thank you. Just a point of information, Mr. Speaker. If one has declared a previous conflict on a previous reading of this bill, does it still stand for Final Reading?"

The Chair then stated:

"Yes, it still stands."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I own a diagnostic clinic that accepts Tri-Care beneficiaries," and the Chair ruled, "no conflict."

At this time, the Chair stated:

"Alright, Members, again, if you already previously requested a conflict of interest on any of these measures, you need not again request a conflict of interest. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 933, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 45 and S.B. No. 586, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 586, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 586, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 47 and S.B. No. 88, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 88, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 48 and S.B. No. 1067, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1067, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1067, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Cheape, Fale and Fukumoto voting no.

Conf. Com. Rep. No. 50 and S.B. No. 1068, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1068, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, this is another one for the small guys. This is all about money transmitters, those who actually act as a go-between those people in America and overseas and again it involves small people and generally immigrants.

"What we've got here, Mr. Speaker, is a bill that raises the renewal fee for one of these transmitters from $3,000 to $20,000. I know in pervious debates they said, well that's only the big boys that are going to pay that. Well, there's always the trickle down of who passes on what to who, so it's going to go directly to the person who works sometimes two and three jobs to get the money to various countries, particularly in Southeast Asia, and those peoples in various poverty situations who need the money are going to get less money.

"Mr. Speaker, this not only raises that renewal from $3,000 to $20,000, it has for the insurance required it goes from $1,000 to $10,000 and thereafter $5,000 to $10,000 of insurance required.

"Now if we want to become like Europe and make the bar so high that we don't want anybody to get into these businesses, we should keep on these trends. That's why entrepreneurship in Europe is rather stifled and only the almost family rights to business are held. There are not a lot of new startups except for in the immigrant groups that startup.

"But what we've got here, Mr. Speaker, is that we've got a passing on of these expenses to people who, number one, can't even afford it, and to think that this is small potatoes is missing the point because in Sunday's *Star Advertiser*, the article came out entitled, 'Lower fees raise remittances from immigrants in US.' Notice it says lower fees, not higher fees, like in Hawaii. Lower fees raise remittances from immigrants in the United

States. It's estimated that $50 billion to a $100 billion is going from the United States to overseas. That's better than the World Bank, USAID, the IMF, any foreign aid group can do to help raise poverty in the various nations.

"So, Mr. Speaker, the national trend is clear from this article that fees are getting lower. And what is Hawaii doing? Making a grab for higher fees. And Mr. Speaker, it's the small guys that are going to get hit. Those people who can afford it the least are going to get hit the most. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. I just wanted to say that even though the Filipino Caucus and the Chair of CPC made several concessions on this measure, my disgust belongs to that of the Department of Commerce and Consumer Affairs. Every time a new regulation comes down, a new federal regulation, they use that as a tool to increase fees, Mr. Speaker. And it's not a mild increase. When there are new rules or laws that come down, they inject fear in everybody that if they don't raise fees, the state would not be able to comply.

"For some reason, the Department of Commerce and Consumer Affairs just becomes totally handicapped, totally handicapped, becomes useless to deal with new rules that come on, and the only alternative that they have is to increase fees and have that be paid by the lower bracket of our society as mentioned by the previous speaker.

"I just want to express this big disgust of this government department that we have that has no consideration and totally becomes handicapped and not willing to work hard to be able to comply with new rules. They want more people and they want more funding, and they just take advantage for anything that comes up. Thank you, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Thank you, sir. I also stand in opposition to this. I'm not going to lose any sleep over Google or Amazon having to pay a little bit more in additional fees spread over their hundreds of thousands, millions of customers, it might be a penny a consumer. But my concern is the small local money transmitters that we've talked about.

"I share my concern with my fellow Ewa Beach Representative regarding DCCA, and every time there is a change to the rules they use that as an excuse to increase fees and raise money. I understand they're a self-sustaining operation, but every bill they introduce costs the consumer money.

"I think this bill was flawed with regard to the insurance, the surety, the bond, it seems too small to me, quite honestly, $1,000 to $10,000. Bonds are relatively inexpensive, and they should be required to have a larger bond if they're transmitting large amounts of money. A $10,000 bond means nothing if you're transmitting $25,000 and that money is lost.

"Conversely, the fees for renewals, the fees for missing a filing deadline, seem rather exorbitant and high for a small business person who makes an honest mistake. The small business people, these fees will be passed on to them as they try and do their business as the Representative from Hawaii Kai said, transmitting money back to third world countries or underdeveloped countries. So for those reasons I stand in opposition. Thank you, sir."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, first a ruling on a potential conflict. My little brother is looking into starting up a money transfer company that would be affected by this measure, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"Okay, Mr. Speaker, with that I'd like to continue in opposition against this measure. As the Representative from Hawaii Kai mentioned, this is going to have a huge impact on those who are trying to enter the market. My little brother was a scholar athlete at St. Louis, grew up here as a young kid, and is looking to become an entrepreneur himself. Hopefully, hopefully, Mr. Speaker, as Pacific Islanders with family who live across the Pacific Ocean, Mr. Speaker, in countries that are not as fortunate as the United States. My little brother is hoping to help assist those who are in greater need at this time, Mr. Speaker, and this, he's hoping to be able to get money into the hands of those who need it the most at the lowest cost possible.

"This measure makes it further difficult for young entrepreneurs, young business people with innovative ways to try and meet the challenges of the day, Mr. Speaker, to try and help deliver a service at a lower cost to those in the lowest economic bracket. This measure makes it that much more difficult for young entrepreneurs to enter into this market and will disproportionately, Mr. Speaker, affect those at the bottom of the economic bracket.

"The great State of Hawaii is a state that is overwhelming populated by people who came here from other places, Mr. Speaker. And those who came here with a hope for a brighter future, for an opportunity for a better life, this measure makes it that much more difficult for those who are the bottom of the economic ladder, who often get stepped on as others move their way to the top, Mr. Speaker.

"So I would hope that this measure would not move forward, if we are trying to assist those who have these challenges and who are simply to find a better future for themselves and their family, Mr. Speaker. For these reasons I must be opposed to this measure."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to respond, stating:

"Thank you, Mr. Speaker. I just wanted to note for the Members that the reason for these federal regulations that came down was there was one incident of money transmission to a member of the Al-Qaeda during September 11. Now, I believe that rationale is flawed. To pass down a federal law against money transmitters because of that one single incident is unacceptable to me. They used a pressure cooker to blow up the Boston Marathon, does that mean we're going to write new policies on pressure cookers?

"Those people came on an airline to come to the United States. Does that mean we're going to raise the price on airfare? Just think about it, Mr. Speaker, I think the whole rationale of this increase for money transmitters is flawed and unjust. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, just a footnote to what I noted earlier. I said that the rates were going down for money transmittal in the United States but I didn't say why. The article made it very clear, it's because of technology. Because of technological improvements.

"Mr. Speaker, you can pull out an iPhone probably now and buy a house. You can transfer money between your accounts sitting at your desk. You can do anything now at a very rapid speed at a very inexpensive speed. So the technology is there, it's only the bureaucracy and the leadership and the management of this thing is getting a bit out of whack. Not the technology. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1068, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Final Reading by a vote of 42 ayes to 9 noes, with Representatives Cabanilla, Cheape, Fale, Fukumoto, Ing, Johanson, McDermott, Thielen and Ward voting no.

Conf. Com. Rep. No. 51 and H.B. No. 1132, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1132, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 52 and H.B. No. 1287, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1287, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Coffman rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Coffman's written remarks are as follows:

"This bill has a sunset date that is effective in one year. The bill contains no reporting requirements to help evaluate its effectiveness in the 6 month time period prior to the next legislative session where the sunset would have to be removed by a bill. It is a waste of taxpayer money to process something into law that will clearly sunset before it can be fully implemented and evaluated."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1287, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Coffman, Fale and McDermott voting no.

At 12:13 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 933, SD 1, HD 1, CD 1
S.B. No. 586, SD 1, HD 2, CD 1
S.B. No. 88, SD 1, HD 2, CD 1
S.B. No. 1067, SD 2, HD 1, CD 1
S.B. No. 1068, SD 2, HD 1, CD 1
H.B. No. 1132, HD 1, SD 1, CD 1
H.B. No. 1287, HD 1, SD 1, CD 1

At 12:13 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:15 o'clock p.m., with Vice Speaker Mizuno presiding.

Conf. Com. Rep. No. 53 and H.B. No. 785, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 785, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I just wanted to explain my no vote. Thank you. Because this is a gut and replace. Thank you."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 785, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Cheape, Jordan and Thielen voting no.

Conf. Com. Rep. No. 55 and H.B. No. 32, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 32, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Fukumoto 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 Fukumoto's written remarks are as follows:

"Mr. Speaker, rise in support with reservations on HB 32 SD 1 CD 1. I support the intent to promote equality in our electoral process and I appreciate that it recognizes that ballot design can be a factor. But I do think more should be done along these lines to promote fairness. I share the concerns that the League of Women Voters brought up in its testimony, which noted that 'In an ideal world, you would want each possible ordering of candidates to be represented equally on our ballots.' Ohio was brought up as an example of a state that tried to make things as fair as possible by '… varying the name order across the state so that each possible order permutation appears an equal number of times …' like Ohio does. I hope that we can continue to work on improving ballot design during the interim and have a proposal ready next near. Thank you, Mr. Speaker."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, with reservations and brief comments. I completely appreciate the intent of this bill. I just worry that in not having predictability, because the letter continuously rotates and there's a new letter that begins the alphabet essentially for the ballot, that we may cause or exacerbate confusion at the polls, which given the historically low voter turnout that we regularly talk about and lament in this building. I think it's certainly worth considering and worth a try but I do have some concerns that it may end up causing added confusion, particularly among some voters at the polls. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as his 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. 32, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 56 and H.B. No. 31, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 31, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. I appreciate the intent and I do agree with the introducer of this bill that people who use public transit should be able to wait in peace and have the facilities there for their use, but I think the idea of a law to disallow lying down on a bench kind of connotes a sort of Orwellian society in my mind, and I think many of my especially more conservative constituents. So for that, reservations."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations, and my concern is that for rural areas it's not so much of a problem. A lot of times we pass by and we see some of the *kupuna* lying down. The other issue that I have is I believe the bus stops are property of the county, and we should let the counties deal with the issue. Thank you."

Representative Brower rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support and perhaps we need not only bus stop benches but benches where people can rest. Because it sounds like a lot of people have problems with this and we just want to follow the law."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just want to make sure that these designated bus stop areas, that their purpose, what their true purpose is, and I know we have a lot of elderly and disabled people that really need to use these bus stops. What I think some people may be concerned that there might be harassment for people that might be lying down. But the reality is I think we're harassing people that are going there that have to sit.

"I can tell you for rural areas, we have very few bus stops in the rural areas. We really need to have more. But sometimes those people have to be at that bus stop for quite a while, because for example we have a bus that leaves Kona early in the morning and it goes all the way to Hilo, turns around and comes all the way back to Kona. Like I said, there's so few bus stops and a lot of people are dropped off in cars and they may have to be there anywhere from a half hour to an hour waiting.

"So I think the intention is good. I think what we hope is that people don't harass people, also. So, thank you."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"In support with reservations, Mr. Speaker, and let me tell you why. I think all these bills are written to curtail the impact of homelessness in our state and it brings back something that I've been preaching here in our Chamber, that if we create safe zones for these homeless people to parlay themselves, they will not have these multitude of problems related to the things that they need to do in life, which is rest. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 31, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," passed Final Reading by a vote of 44 ayes to 7 noes, with Representatives Carroll, Cheape, Hanohano, Jordan, McKelvey, Oshiro and Tokioka voting no.

Conf. Com. Rep. No. 57 and H.B. No. 21, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 21, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 21, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 58 and H.B. No. 635, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 635, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, I wanted to explain my no vote. I don't believe in the automatic approval. I think that is a bad policy. Thank you."

Representative Lowen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition for similar reasons. I'm voting no on this because I think automatic approvals are bad policy. Although I support broadband, I think permits should be granted on their merits and not by accident or due to agency lack of action. If the intent is to encourage agencies to be more timely, then we could look at automatic denials or other solutions, but automatic approvals aren't a good solution. Thank you."

Representative Wooley rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I would like to submit written comments in addition. I agree with the previous two speakers, I think that broadband is something we need to move forward with and put a priority on, but these exemptions can actually lead to litigation, it complicates everything for the competitive industry in particular. So I think we need certainty as we move forward and I think that we're messing with the existing CDUA requirements simply because people are complaining.

"In particular, I'm concerned that the language in this bill also authorizes undersea boring and will provide for automatic approval in the event that it's not reviewed in time. Thank you."

Representative Wooley's written remarks are as follows:

"Sometimes, I look at pictures of Hawaii from 50 or even 100 years ago and I think about how quickly everything has changed and I wonder why we have been in such a hurry to eliminate and pave over so much of what we have here in Hawaii.

"My district, and the lifestyles for the people in my district, are rooted in what is not yet paved over, what is left of the country, so I am committed to preserving some of the 'keep it country' options that we have left, especially in Oahu. This bill threatens those efforts for no reason.

"Opportunities for us to move broadband projects forward expeditiously must be used, followed and pursued for the benefit of our economy and our future whenever possible. Automatic approvals will do no such thing.

"Automatic approval laws often have the opposite effect of what is hoped for and actually help community activists identify problematic projects. Instead of moving forward quickly with a project that clearly benefits the people of Hawaii, we end up with confusion in the private sector, a lack of clarity for the public, wasted resources, opportunities for litigation, and increased risks for the exploitation of technicalities for the benefit of international corporations, for example, that have no ties or real interests in Hawaii.

"So often it is multinational corporations that pay close attention to the laws of our state and they have learned they can profit and use tax dollars and legal technicalities to generate huge private profits and development rights. The State of Hawaii, by passing this law, will be announcing to every profiteer in the world that legally, any broadband project can come into the state and set itself up for automatic approval. Let me repeat, ANY broadband project. I believe we open the door to the wrong kind of business and we eliminate our own procedural protections established to prevent disasters by passing this law.

"There are so many other ways we could promote and expedite broadband projects that will also benefit every community. It requires, however, a commitment to listen to the concerns of residents in our communities and to give them more than lip service. The voices in the community must provide us with the starting point for what projects we should pursue and how to move them forward quickly, if necessary.

"Automatic approvals take out the human protections that might prevent a disaster. Quick decisions might benefit a corporation in the short run (in terms of profits) but without oversight and process, it may likely devastate the interests of the people and taxpayers of the state of Hawaii. Let's stop this exemption madness and find better opportunities so the people of our state benefit, not some multinational profiteer."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Thank you very much, Mr. Speaker. This bill is not an automatic approval bill, even though it does have that language. It is a priority-process bill, if you will. It gives priority to broadband infrastructure permitting, any kind of permitting process.

"Currently in the bill for conservation land which is the most sensitive, it is 145 days and at that point if the department, DLNR, determines that it is not worthy of approving the permit, they deny on the 145th day. The 146th day, the automatic approval is just a mechanism to give an ending, but it is not meant to be bypassing the process in any way or giving an exemption in any way.

"Any other land is 60 days and it's the same thing on the 61st day. The automatic approval on the 61st day is not necessarily to move it forward automatically, it's just an ending to the process.

"This measure is modeled after, if I may Mr. Speaker, is modeled after the 201H process, the affordable housing process. For the counties, when they go through that process if they deny, it's a 45 day process, and on the 46th day if they're not ready, they just deny. So what's happening in reality is the counties and the developers are not working together to make sure that they don't get to that point where they have the automatic denial. So that's the goal, Mr. Speaker, to get it so that the applicant and the departments work together and come up with a timeline.

"As far as the conservation land being 145 days, just so everybody knows it started off at 60, then it went to 60 business days, then it went to 90 days, then it went to 120 days. At that point I think the department finally realized that this bill would probably pass, so they kind of sharpened their pencil and said, okay what is the timeline? How much time do we really need to make sure that we are able to complete the process in a timely manner? And they came up with 145 days.

"So I think we have worked through the process, we have worked with the regulatory agencies and we have come up with a bill that will work for the private sector and will work for government. Thank you very much."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mr. Speaker, I commend the author of this bill for the foresight and the wisdom that went into the construction of this bill and what it's actually going to mean to the people in the State of Hawaii, Mr. Speaker.

"As an individual who often visits with a lot of the families in my community that are economically distressed, Mr. Speaker, who have young children in school, the quickest way we're going to get our children out of poverty is through education.

"After that education, we have to provide them with the means, the infrastructure and the necessary support mechanisms to allow them an economic future that is brighter than what they currently are looking at right now, Mr. Speaker. That is going to primarily come from the innovation and technology that this bill will allow my community access to, Mr. Speaker. So this bill is very innovative and there's a lot of foresight that has gone into the very unique challenges that we face here in the State of Hawaii, Mr. Speaker.

"Often I tell my little kids, look into the sky, what do you see? I see economic interaction between the largest economy in the world over in the mainland United States and the fastest growing economies in the world in Asia. Because of Hawaii's very unique geographic location, we are in a position where we can actually take great advantage of where we are location-wise, and at the same time moving into industry that is both economically productive but also environmentally sensitive, Mr. Speaker, and we are going to have to make the necessary adjustments in our policy and the direction that we're going. This broadband effort is going to allow us to plug into the future economy, Mr. Speaker. This is what is going to allow us access to the next hundred years of economic prosperity.

"So I greatly commend the author of this piece of legislation, and its passage would greatly move us in the direction that Hawaii needs to move in, given our very unique situations, Mr. Speaker. With that, I'm in strong support of this measure."

Representative Awana rose in support of the measure and asked that the remarks of Representative Yamashita be entered into the Journal as her own, and that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. Hawaii must become competitive on a global scale if we want to be taken seriously in the area of working with other countries and becoming the bridge between the east and the west. We must not only talk about it, we must take action. Broadband will help in showing the world that we are serious about our ideal geographic location in the Pacific. This measure will help expedite but not overlook the steps needed to establish broadband connectivity. For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Lowen rose to respond, stating:

"I just want to clarify, and I'm reading from the bill. It says, 'if, on the sixty-first day, an application is not approved, approved with modification, or disapproved by the State, the application shall be deemed approved by the State.'

"So I understand the practice is automatic denial, but if that's the practice, then why don't we address that in the statute. It still leaves the door open for potentially automatically approving things, and I still stand by saying that's not good policy."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support, with I guess a caveat and a reservation. Having been on the Broadband Task Force that was formed in the House and the Senate a number of years ago, we were privy to some information that I think is probably public by now, but it relates to what the gentleman from Laie had said about how this is our future, this is going to be really our link to the rest of the world, or at least for economic prosperity and communications.

"What we had learned while the Broadband Task Force was in session was that Google had been planning a west coast to Asia underground cable, and by all means we wanted it to stop in Hawaii. In the process of communications we were told, Hawaii you are not going to get the cable, we're going to go around you because, number one, you've got too many regulations. Number two, you're anti-business. You have a 'you're not open for business' attitude.

"So while this thing comes down a little bit heavy, it's trying to say that if we're going to get broadband people, because there's a lot of money that this takes to invest to make this stuff succeed, we've got to give the permits to facilitate that. At the same time, and I go back to the entrepreneurial, and Mr. Speaker, I'm getting off the subject, if we don't get more entrepreneurially friendly, we can pass all the regulations but if the investment doesn't come, which creates the business, which creates the job, all of this is for naught.

"So this is a very, very important bill, and as the gentleman said, this is all about our future. We are the most remote civilization in the history of mankind. We've got to have linkages. But right now Korea is about 100 times faster in their internet than we are. Most of Asia is faster than we are. We are really a third world country when it comes to broadband. So this is very important, but it's something we have to nurture and hopefully do it wisely. 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. 635, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," passed Final Reading by a vote of 46 ayes to 5 noes, with Representatives Cheape, Ing, Lowen, Thielen and Wooley voting no.

Conf. Com. Rep. No. 60 and S.B. No. 1073, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1073, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 12:36 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 785, HD 1, SD 1, CD 1
H.B. No. 32, SD 1, CD 1
H.B. No. 31, HD 1, SD 1, CD 1
H.B. No. 21, HD 2, SD 2, CD 1
H.B. No. 635, HD 2, SD 1, CD 1
S.B. No. 1073, SD 2, HD 2, CD 1

At this time, the Chair stated:

"Members, we are going to take a recess for lunch. We are going to report back here by 1:00 p.m. today."

At 12:36 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:24 o'clock p.m.

Conf. Com. Rep. No. 63 and S.B. No. 31, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee and S.B. No. 31, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," were recommitted to the Committee on Conference, with Representatives Brower, Carroll, Oshiro, Say and Yamashita being excused.

Conf. Com. Rep. No. 62 and S.B. No. 9, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 9, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 9, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 65 and S.B. No. 890, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 890, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"In support with reservations. I think this bill is definitely needed, as the Attorney General has mentioned on numerous occasions. My one concern with it is that because it is an adjudicative body, that this bill potentially, in allowing the Governor to appoint a replacement even if there is consideration of a list proffered by the employee group, potentially stacks this adjudicative body in one direction. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 890, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Ohno voting no.

Conf. Com. Rep. No. 66 and S.B. No. 966, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 966, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to speak against the bill. Thank you. Mr. Speaker, this is relating to the Uniform Meditation Act. This is a uniform act that has only been adopted by 10 states in the mainland. There are some serious problems with Hawaii joining these other 10 states and not waiting until we go ahead and deliberate this more thoroughly.

"I am referencing testimony from a Jim Hoenig, who is a full time professional mediator specializing in family law here in Hawaii. His credentials include graduating first in his class from Stanford Law School, being president of the Law Review, serving as law clerk to Chief Justice of the United States, teaching at the Meditation Center of the Pacific here, and one of the founders of the volunteer settlement master program in family court.

"He strongly opposes passage of this meditation act, and I think that almost should have been enough to stop us from moving ahead with it this session. He notes that the Uniform Meditation Act has potentially devastating consequences for the Meditation Center of the Pacific, and programs which rely on volunteer mediators and volunteer settlement

masters in family court issues. That is here in Hawaii, Mr. Speaker. He states, 'here is the problem: The Uniform Meditation Act creates a situation in which mediators can be forced to testify and confidentiality breached simply by alleging misconduct or malpractice as a back door means of getting at otherwise confidential information.' This bill sets up the process whereby this can be done.

"Moreover, he notes, 'the chilling effect on the ability of Meditation Center of the Pacific (and other meditation centers throughout the state) to obtain volunteers and on Family Court's ability to maintain the Volunteer Settlement Master program will become obvious after the first volunteer or Volunteer Settlement Master is forced to defend against a claim of 'misconduct' used by an attorney or a meditation party to breach confidentiality.'

"In legalese, what it means is, an attorney could use the provision in this bill to breach the confidentiality. This will have a chilling effect on volunteers stepping forward to participate in this program, and this is a family court program that really provides very worthwhile service using these volunteers.

"It's a concern expressed by a man who is thoroughly familiar with the process, and it should have given us cause to hold off on this measure this session. I know that it's late to encourage you all to recommit the bill to committee, but in the event it does go forward, I hope I don't stand here next year and say 'I told you so' when that program is damaged because of this bill. We can always ask the Governor to look at it more thoroughly and consider whether or not he should sign it, but I really believe that our Body should not send it forward.

"You yourself, Mr. Speaker, are probably familiar with this program and the volunteers that help in these serious family matters and how much we rely upon them. We don't want to do something that will damage their willingness to participate as Volunteer Settlement Masters. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 966, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Thielen voting no.

Conf. Com. Rep. No. 67 and H.B. No. 652, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 652, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I'd just like to make one short comment. This is an important bill that will allow remote dispensing to continue on our Waianae Coast, but I do believe that when we return next session that we will need to look at how we can ensure that remote dispensing can occur on all of our neighbor islands so that we can serve all of our rural communities better. Thank you, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support with written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. Remote dispensing continues to be a viable option for rural areas where services are limited for those seeking medication. The Waianae Coast Comprehensive Health Center is a success story in remote dispensing. In such areas, patients are faced with a situation where there is no pharmacist available to dispense these prescription medications. This bill will help the residents of this area by using technology to help the center and the patient. For these reasons, I rise in support. 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. 652, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 68 and H.B. No. 25, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 25, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Hashem and McDermott voting no.

Conf. Com. Rep. No. 69 and H.B. No. 62, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 62, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with just a few brief comments and a request to insert written comments. Thank you. I just want to thank the introducers of this bill, the Representative from the Kohala Coast, Hawaii Island, the introducer from Waimea, Kauai, and the introducer from Kihei, Maui, as well as yourself, Mr. Speaker.

"This bill started off bringing to the attention of this Legislature concerns of small independent pharmacists as well as the Hawaii Food Industry Association representing some of the other pharmaceutical pharmacist businesses in our state. This was a topic that I was not fully educated on. I think in the course of moving through legislation this became a bill that was a collaborative effort between the Health and Consumer Protection Committees in the House, and then also with the Senate Chairs of the Senate Commerce and Consumer Protection and Health Committees, as well as Kealii Lopez, the Director of Commerce and Consumer Affairs.

"This measure is really important in helping to protect the privacy of individual's health information. The critics of this bill will say there are problems with vagueness and with conflict with our Healthcare Privacy Harmonization Act, but in fact, because of the careful work that we did on this measure throughout the legislative process I think all of those concerns are addressed and we really will pass a measure that address serious concerns in our community. So thank you, Mr. Speaker."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 62, Conference Draft 1 that is intended to protect the privacy of individual health information from use by pharmacy benefits managers in the arena of marketing, selling or dissemination such health information when use and dissemination of that sensitive health information is not medically necessary.

"Throughout the legislative process, this bill and another bill, House Bill 65, have brought to light practices of pharmacy benefits managers that are important to efficient distribution of pharmaceutical medications and areas of concerns to consumers and community pharmacists. This bill has benefitted from the ability of legislators to hone in on one of these practices which include marketing tactics that depend on the use of individual consumers' health information.

"I believe this bill still allows pharmacy benefits managers to conduct their business but provides some protection and reassurance to individual consumers that their health information is only being used with the consumer's consent and when medically necessary."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you. In strong support, Mr. Speaker. I would like the words of the previous speaker entered in the Journal as if they were my own and additional written comments if I may. Thank you."

Representative McKelvey's written remarks are as follows:

"Transparency should be an important part of the pharmacy industry, and the patients should be in control of their choices when filling their prescriptions. Pharmacy Benefit Managers that own preferred pharmacy networks can seek to limit patients from accessing their pharmacy of choice, by utilizing drug benefits claim information to market to these patients.

"The role of the pharmacy benefit manager is to serve as an intermediate to negotiate services and costs between pharmaceutical companies and third party payers. It is not their function nor within their purview to utilize privileged patient information to manipulate how and where patients receive prescription drug benefits, nor to exploit this information for profit or any other motivation that has little to do with the welfare of the patient.

"By preventing entities from using patient claims information to manipulate their choice of pharmacy provider, we protect the most vulnerable in our society. This measure would prevent call centers from repeatedly calling patients with offers for discounts on other goods if they will only fill their prescriptions at a specific store. By implying that the member must purchase their pharmacy services from a specific store during a series of calls is not in the best interest of the patient and is oriented toward bigger profits, not better care.

"Finally, parity in the pharmacy industry is of utmost importance. By using this information to direct business to their chain stores and mail order operations, consumer choice is compromised and competition eliminated. This measure prohibits such activities, which frankly are unconscionable."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 62, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," passed Final Reading by a vote of 51 ayes.

At 1:35 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 9, SD 1, HD 2, CD 1
S.B. No. 890, SD 1, HD 1, CD 1
S.B. No. 966, HD 1, CD 1
H.B. No. 652, SD 2, CD 1
H.B. No. 25, HD 2, SD 2, CD 1
H.B. No. 62, HD 2, SD 2, CD 1

Conf. Com. Rep. No. 72 and H.B. No. 1137, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1137, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 74 and S.B. No. 978, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 978, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 75 and S.B. No. 19, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 19, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 77 and S.B. No. 310, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 310, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with a request to insert written comments and just make a few short comments. Thank you, Mr. Speaker. This is another one of our bills in the Health Committee that really represents a great collaboration between the community advocates such as Mental Health America of Hawaii, the National Alliance on Mental Illness - Hawaii State Chapter, Hawaii Disability Rights Center, the Institute for Human Services, the Hawaii Catholic Conference, Community Alliance for Mental Health, Catholic Charities Hawaii, and so many more, along with members of the Department of Health and the Attorney General's Office.

"This measure updates our involuntary medication treatment law and creates an assisted community treatment like I think over 40 states have in their jurisdiction. It really represents a step forward, I believe, in how we can help our mentally ill neighbors and residents in this state. This is a bill that all throughout I think any one of the parties could have walked away and thrown their hands up in frustration, but the bill that we've delivered for the state I think is something that we can all be very proud of and will help the residents of our communities. Thank you, Mr. Speaker."

Representative Belatti's written remarks are as follows:

"I rise in support of Senate Bill 310, Conference Draft 1 that establishes an assisted community treatment program intended to help individuals in our community who suffer severe mental illness and who often cycle between homelessness, emergency room treatment, incarceration and/or hospitalization.

"As we learned through the legislative process from the many care providers, mental health advocates and family members who testified before various committees, the individuals who this bill seeks to help are often so disabled by their mental illness that they are unable to recognize their own illness and accept and maintain appropriate treatment.

"This bill seeks to provide a more effective tool for community-based mental health service providers to sustain quality treatment of those with severe mental illness who are not complying with their treatment. As evidenced in other jurisdictions, the hope and intent is that this approach will result in reduction in hospitalization and incarceration rates, improved treatment and quality of life from those with severe mental illness, and safer communities for the public-at-large."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 310, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 80 and S.B. No. 94, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 94, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 82 and S.B. No. 345, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 345, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, this is one of the few times I can use my visual aid, our phones, because this is all about cell

phones. It's all about the insurance, that when we lose it, drop it, have it stolen, our insurance returns it to us. I pay $7 per month for this one.

"This bill, however, in its history went from zero, because those who were selling the insurance were just in the process of selling it, then last year we said it's going to cost you $150 in order to sell insurance.

"Well this bill comes along a year later and says, no it's not going to cost $150 to sell portable electronic insurance, it's going to cost you $5,000 to do it and then every year to renew it, it's going to cost you $2,500. Mr. Speaker, I mentioned earlier, do we want the European model of starting businesses, to have the threshold so high that nobody can get into business except for the landed elite or the financially well off? We're raising our threshold of entry much too high for the small guys to get in. That's one concern.

"The other concern is our constituents. The price of cell phones has just gone up. The price of using what otherwise is almost a necessity nowadays is going to cost us. It may be the company saying, look, the rationale behind this is that everybody else is doing it on the mainland. Contrary to what DCCA just said about raising the money transmitter stuff, they're going down, we're going up. But now we're going up because they're up. Inconsistent logic, Mr. Speaker. Just because they charge $5,000 to get into the cell phone insurance business is no reason for us to go from $150 to $5,000.

"The question is this. Who's watching over the cost of living in Hawaii? Who's really watching? We've got caucuses for *kupunas*, we've got caucuses for ethnic groups and everybody. Who's watching for the consumer? The proverbial frog in the hot water will jump out, but put the frog in the cool, nice, lukewarm, and then slowly turn up the heat, and Mr. Speaker, unfortunately that's what we're doing to the people of Hawaii.

"We're making living here, even though its paradise, so difficult. The cost of living, we're not watching out for them and this is one of those bills that, hey look it's only another couple bucks a month. We had a barrel tax a couple of years ago, hey it's only another cup of coffee at Starbucks. All that stuff adds up. We have now 57% of the families in Hawaii who can't afford to send their kids to school without a federal subsidy for their lunches. We have a bad economic model, but we keep pushing the cost of living with bills like this.

"Okay, it's a small thing, but you add them all up, Mr. Speaker, it really comes down to a lot of pressure on making it in Hawaii. For those reasons, Mr. Speaker, and I've spoken many times on this, these and other bills to increase the cost of living have to be watched, and watched very closely. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," passed Final Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

At 1:42 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1137, HD 1, SD 2, CD 1
S.B. No. 978, HD 1, CD 1
S.B. No. 19, SD 1, HD 2, CD 1
S.B. No. 310, SD 2, HD 2, CD 1
S.B. No. 94, HD 2, CD 1
S.B. No. 345, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 83 and S.B. No. 997, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 997, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES," passed Final Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Kawakami being excused.

Conf. Com. Rep. No. 85 and S.B. No. 993, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 993, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Final Reading by a vote of 50 ayes, with Representative Kawakami being excused.

Conf. Com. Rep. No. 86 and S.B. No. 1360, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1360, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of Senate Bill No. 1360, Conference Draft 1, with strong reservations.

This bill would make permanent the general excise tax exemptions for condominium common expenses paid by managers, submanagers, and suboperators and for hotel employee expenses paid by hotel operators and timeshare projects. This bill would also eliminate the aggregate cap of $400,000 for taxpayers eligible for the exemptions.

"I have serious concerns on the fiscal ramifications of this bill. According to the Department of Taxation, the estimated revenue loss of making the exemptions permanent will be $13 million per year. Furthermore, removing the $400,000 aggregate cap may result in an additional loss of $3 million per year. This means the total revenue loss from this bill may be $16 million per year. Future Legislators should be mindful of this substantial change in tax policy and annually request an accounting of its fiscal impact and be vigilant on monitoring the revenue loss rate and trend.

"The loss of revenue places greater pressure on the state's ability to continue to fund essential programs and services. Should the economy take another downturn in the near future, we will undoubtedly face the reality of having to eliminate programs and services to the detriment of the health, welfare and safety of our citizenry. As it was not in the Governor's six year financial plan but should be booked as an expenditure, it will be important to learn how he will deal with this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1360, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Choy and Wooley voting no, and with Representative Kawakami being excused.

Conf. Com. Rep. No. 87 and S.B. No. 757, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 757, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 50 ayes, with Representative Kawakami being excused.

Conf. Com. Rep. No. 88 and S.B. No. 305, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 305, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO

DEVELOPMENT OF PUBLIC HOUSING," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Jordan voting no, and with Representative Kawakami being excused.

Conf. Com. Rep. No. 89 and S.B. No. 1336, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1336, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Final Reading by a vote of 50 ayes, with Representative Kawakami being excused.

Conf. Com. Rep. No. 90 and S.B. No. 1074, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1074, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY," passed Final Reading by a vote of 50 ayes, with Representative Kawakami being excused.

At 1:45 o'clock p.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:46 o'clock p.m.

At 1:47 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 997, SD 2, HD 2, CD 1
S.B. No. 993, SD 2, HD 1, CD 1
S.B. No. 1360, SD 1, HD 1, CD 1
S.B. No. 757, SD 2, HD 2, CD 1
S.B. No. 305, SD 1, HD 1, CD 1
S.B. No. 1336, SD 2, HD 1, CD 1
S.B. No. 1074, SD 2, HD 1, CD 1

Conf. Com. Rep. No. 91 and S.B. No. 458, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 458, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I'd like to commend the Finance Chair and the CIP Coordinator from Maui for sticking with this issue. This was a thorny issue in that we have today in our budget an item which is the largest ever CIP item for education, $130 million for Kihei High School. $100 million of that $130 million comes from this fund. That's a lot of money to have in cash, essentially.

"It should be noted that this particular fund had a very large political casualty. When it was first created it had $90 million per year in cash in it for seven years. It just so happened that on the eighth year there was a new governor. That new governor came and quickly announced that the state treasuries were empty, and it was empty in part because we had used cash financing in a very large amount to fund DOE improvements, not bond money, and hence the cash flow that had been the dependable basis for our carry-over balances had disappeared.

"So this is a good bill, provides more transparency, will provide a more direct tracing of monies from tax collections into our budget. Thank you."

Representative Har rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 458, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Har voting no.

Conf. Com. Rep. No. 92 and S.B. No. 1087, SD 2, HD 3, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1087, SD 2, HD 3, CD 1 pass Final Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and rather than regale the Members of the Chamber with the tale I was going to tell, I'll just simply ask to submit written comments into the Journal and they can read it there. Thank you."

Representative McKelvey's written remarks are as follows:

"I strongly support SB1087 because it will establish a regulatory framework to empower ratepayers at every household income level to reduce their energy costs. It will also catalyze the savings made by the ratepayers by leveraging the power of private investment, without creating a new obligation on the state budget. Furthermore, it will improve our economy by reducing the amount of money sent out of Hawaii to pay for imported fuels.

"Hawaii's electricity rates are the highest in the nation. Consumers need access to energy efficient devices that offer real electricity cost savings. So far, the upfront cash needed or access to credit to purchase solar hot water heaters and solar PV systems has been an impediment to low to moderate income homeowners and renters from being able to realize the benefits of these devices that will lower monthly electric bills.

"I believe that clean energy and energy efficiency should not be for the wealthy only. Consumers who work hard and pay their bills, but find it difficult to save enough money or build enough credit to finance a solar hot water heater or solar PV system should not be shut out of this market. On bill financing allows the consumer to pay for these energy systems through the electricity cost savings on their monthly bill. This not only makes available energy cost savings to a greater number of Hawaii's consumers, but it also means less oil consumed for every kilowatt hour of energy being conserved or replaced by clean energy."

Representative Woodson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Woodson's written remarks are as follows:

"Mr. Speaker, I rise in strong support of SB 1087, relating to green infrastructure.

"We are all aware that our islands have abundant resources for renewable energy: the sun, wind, ocean and other waterways, and heat underground. Our state and county governments, alongside partners in the private sector, are working diligently to capture these resources while also looking for ways to decrease energy consumption and lower our dependence on fossil fuels. The equation we work with to achieve energy security is well understood.

"Energy security for Hawaii can be a reality tomorrow, but only if we establish and employ mechanisms to bridge the gaps that exist today. While we have these energy resources, we also know that a primary obstacle to more families and businesses adopting energy-efficiency alternatives is the need for substantial up-front capital investment. This legislation is the bridge that will facilitate the broader use of solar and photovoltaic panels on homes and other green infrastructure for businesses.

"This measure before us provides a low-cost financing option for Hawaii our local families and businesses to utilize green infrastructure equipment and technology to reduce electricity consumption. Here are the benefits to be realized when this loan program is deployed: increased affordability

and broader use of clean energy technology, lowered electric utility bills for families who choose to participate, and job creation resulting from the investment in green infrastructure.

"In my district today, $0.39 is the cost per kilowatt hour, $292.50 is the average monthly utility bill, $62,000 is the median family income, and $30,000 is the investment required for a single-family household to install a photovoltaic system to take advantage of net-metering. Until these families, and all households in our state, have a lower-cost option, green infrastructure will remain out of reach."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1087, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 94 and S.B. No. 1069, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1069, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," passed Final Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

Conf. Com. Rep. No. 95 and S.B. No. 1388, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1388, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 96 and S.B. No. 1221, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 1221, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 97 and S.B. No. 606, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 606, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 98 and S.B. No. 563, SD 3, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 563, SD 3, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Final Reading by a vote of 51 ayes.

At 1:52 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 458, SD 1, HD 1, CD 1
S.B. No. 1087, SD 2, HD 3, CD 1
S.B. No. 1069, SD 2, HD 2, CD 1
S.B. No. 1388, SD 2, HD 2, CD 1
S.B. No. 1221, SD 2, HD 2, CD 1
S.B. No. 606, SD 2, HD 2, CD 1
S.B. No. 563, SD 3, HD 2, CD 1

Conf. Com. Rep. No. 101 and H.B. No. 536, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 536, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Morikawa rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, when this bill was first heard, a constituent brought to my attention a situation whereby he would not be eligible for housing if this bill passed. He, along with other family members, owns a hurricane-damaged home that is stuck in litigation. He has been living in that damaged home and has been waiting for public housing.

"During committee hearings, the situation was addressed by changing the language to 'may.' Now that it is 'shall,' this elderly man will not be selected for public housing. This mandatory nature of this bill eliminates administration's ability to allow for special circumstances. Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 536, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives McKelvey and Morikawa voting no.

Conf. Com. Rep. No. 102 and H.B. No. 899, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 899, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Jordan voting no.

Conf. Com. Rep. No. 106 and H.B. No. 222, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 222, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 107 and H.B. No. 197, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 197, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 109 and H.B. No. 653, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 653, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 114 and H.B. No. 424, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 424, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 115 and H.B. No. 632, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 632, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Mr. Speaker, this is a breath of fresh air for openness and transparency in government. It's something that we ideally could have done years ago but it's a beginning now, in the same way that I have spoken on this Floor for CSPAN to have all of our proceedings in both our hearings as well as our Floor presentation able to be seen by the public. May I have other comments entered in the Journal, please?"

Representative Ward's written remarks are as follows:

"Thank you Mr. Speaker. At this time, I rise in strong support of this measure.

"The bill intends to increase the amount of open data available to the public through the state's open portal. Each state department shall make electronic data sets maintained by the departments available to the public.

"I am in great support of this measure as it will increase government transparency and accountability.

"The increased disclosure will allow the public to examine the data sets and increase their awareness. It will also enable them to utilize the information thereby fostering and facilitating innovation and development.

"It is essential public information be made available to the people, and this measure would lift a veil of secrecy from government, giving the public a breath of fresh air.

"As 'sunlight is the great disinfectant,' the people will be able to more effectively scrutinize the operations of the government and ensure it is working as it should be, for the people.

"Thank you, Mr. Speaker."

Representative Fukumoto rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 632 HD 2 SD 2 CD 1. People want more transparency and more information made available to them online. This bill would accomplish those goals and empower members of the public with information that can help them constructively participate in their government. This is an important issue for me. I've spent a lot of time encouraging people to get involved and working to make the government more open and accessible. This is one more thing we can do towards that end, and bring more people into the discussion of how to best serve the people of Hawaii. For these reasons, I rise in support of this measure. 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. 632, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA," passed Final Reading by a vote of 51 ayes.

At 1:56 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 536, HD 1, SD 2, CD 1
H.B. No. 899, HD 2, SD 2, CD 1
H.B. No. 222, HD 2, SD 2, CD 1
H.B. No. 197, HD 2, SD 2, CD 1
H.B. No. 653, SD 1, CD 1
H.B. No. 424, HD 1, SD 2, CD 1
H.B. No. 632, HD 2, SD 2, CD 1

Conf. Com. Rep. No. 116 and H.B. No. 1396, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1396, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say 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 Committee was adopted and H.B. No. 1396, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 117 and H.B. No. 114, HD 3, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 114, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 118 and H.B. No. 430, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 430, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, please note my opposition. I understand why we want to have this exception with this particular itemized deduction, but I can't consciously lose $12 million to my General Fund for this specific incentive that we provide taxpayers to donate to organizations. Thank you very much."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as her 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. 430, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Jordan and Rhoads voting no.

Conf. Com. Rep. No. 119 and H.B. No. 1263, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1263, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support. This is one bill that has made my blood pressure go up and down through the whole session. But, Mr. Speaker, one of these appropriations will benefit a whole valley of taro farmers, and I know these farmers are appreciative of the state's commitment to protect this cultural practice. Thank you very much, 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. 1263, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 120 and H.B. No. 775, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 775, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Just standing up to request a ruling on a potential conflict. Thank you. This bill has moved through the Legislature and a multiple number of claims have been added to it, and I just wanted to declare that my firm does have, I believe, three claims in this bill, and that we worked on those cases."

The Chair addressed Representative Belatti, stating:

"Are you involved in discussions regarding these claims as an attorney in that firm?"

Representative Belatti: "My firm has three claims in this bill."

Vice Speaker Mizuno: "Have you been working on negotiations relating to this measure?"

At 2:00 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:00 o'clock p.m.

Representative Belatti rose and stated:

"Mr. Speaker, may I request that I be recused from voting on this bill as I did work personally on one of the cases in this matter. Thank you."

The Chair then stated:

"Yes, so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 775, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Final Reading by a vote of 50 ayes, with Representative Belatti being excused.

Conf. Com. Rep. No. 121 and H.B. No. 1068, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1068, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 124 and H.B. No. 672, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 672, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Support with some reservations, Mr. Speaker. I commend the measure as it addresses e-cigarettes, but the reservation that I have is that it prohibits self service displays. So if anybody is questioning what a self service display is, it's a humidor, and they display premium cigars. Anybody that has partaken in cigar smoking knows that part of the enjoyment is the cigar selection process where a consumer will go into the store, open up a humidor, take out a cigar, smell it. So this would prohibit that. So reservations, 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. 672, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 51 ayes.

At 2:03 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1396, HD 1, SD 2, CD 1
H.B. No. 114, HD 3, SD 2, CD 1
H.B. No. 430, HD 1, SD 1, CD 1
H.B. No. 1263, HD 2, SD 2, CD 1
H.B. No. 775, HD 2, SD 2, CD 1
H.B. No. 1068, HD 1, SD 2, CD 1
H.B. No. 672, HD 2, SD 2, CD 1

Conf. Com. Rep. No. 132 and S.B. No. 1057, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee and S.B. No. 1057, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER UNION HEALTH BENEFITS TRUST FUND CONTRIBUTIONS," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 125 and H.B. No. 1147, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1147, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just wanted to request a ruling on a potential conflict. My wife works for an organization that sometimes makes independent expenditures. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1147, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 126 and S.B. No. 593, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 593, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My family does operate a farm," and the Chair ruled, "no conflict."

Representative Cheape rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 593, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 129 and S.B. No. 82, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 82, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. My main opposition is to Part II of this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 82, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Final Reading by a vote of 50 ayes to 1 no, with Representative Jordan voting no.

Conf. Com. Rep. No. 131 and S.B. No. 1349, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1349, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Coffman rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Coffman's written remarks are as follows:

"I do not believe that this tax credit will be utilized due to its limited scope. It just ties up money that could be better utilized in other programs."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, if we ever say the day that high tech died, this is one of the weapons we used to do it. Shakespeare put it rather mildly, or let's say dramatically, when he said, we're damning you with faint praise. We are damning the technology industry by cutting almost off at the legs its tax credits.

"At one point in the past there was real vigor and enthusiasm, we're going to be a high tech industry, we're going to stop living off of our good looks with tourism, we're going to start using our brains. Tourism skyrocketed, budgets were tight, the economy was down, we pulled back. The pendulum, Mr. Speaker, has really swung from being so generous now to being so stingy that this industry, which if it does have any life and does extend itself, is going to be rather surprising.

"So when we say like the Super Ferry, remember the day that the Super Ferry ran? Well, remember when we had high tech blossoming? Well this is one of the days that we stuck another sword into its side, and it's going to be sad because we need to diversify our economy. We've got a bad business model, we don't have people with jobs and incomes that make living in paradise, paradise. Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1349, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Coffman and Fale voting no.

At 2:08 o'clock p.m., Representative Say requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:10 o'clock p.m.

At 2:11 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1147, HD 2, SD 2, CD 1
S.B. No. 593, SD 2, HD 1, CD 1
S.B. No. 82, SD 1, HD 2, CD 1
S.B. No. 1349, SD 2, HD 1, CD 1

Conf. Com. Rep. No. 133 and S.B. No. 1094, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1094, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, may I incorporate my statements that I made on Third Reading on the Senate Bills that went over as a Floor Amendment in support of this particular measure. 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 S.B. No. 1094, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 137 and H.B. No. 763, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 763, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 138 and H.B. No. 988, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 988, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Coffman rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Coffman's written remarks are as follows:

"This is an unfunded mandate. The Environmental Response Revolving Fund already needs additional funding to support existing programs. Adding additional responsibilities without adding the funds just creates false expectations and is poor government policy."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'll be voting against this measure. Similar to the bill that went over to the Senate, my concerns are twofold. Number one, this is another diversion of monies from the barrel tax. Number two, it appears to be selective in that this revenue stream would be applicable to only one business organization. I think that there are some questions with the words describing this measure. For those reasons I'll be voting against this measure. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Morikawa 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, stating:

"Thank you, I rise in support. Thank you. I just wanted to point out that if we do have an oil spill in the Pacific, this is definitely appropriate to use this fund to respond to that oil spill. This would support the saving of native wildlife. There could be no facility unless it qualifies by the federal government and meets all the proper certification to be a place that could take care of native wildlife. So for that reason I'm in strong support. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. Even though this does say a 'may' instead of a 'shall' I still have reservations on it."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 988, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Coffman and Oshiro voting no.

Conf. Com. Rep. No. 141 and H.B. No. 820, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 820, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 142 and H.B. No. 816, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 816, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 51 ayes.

At 2:16 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 1094, SD 1, HD 1, CD 1
H.B. No. 763, HD 1, SD 1, CD 1
H.B. No. 988, HD 2, SD 2, CD 1
H.B. No. 820, SD 1, CD 1
H.B. No. 816, SD 1, CD 1

Conf. Com. Rep. No. 145 and H.B. No. 120, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 120, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 120, Conference Draft 1 that strikes a balance between a consumer's right to know and fairness toward an industry that contributes tremendously to the care of our elderly population in critical community care settings.

"Throughout the legislative process, we have heard from concerned family members who have found it difficult to nearly impossible to find quality information about their community choices when faced with the impending and difficult challenge of placing a loved one in a community setting. We have also heard from passionate and dedicated caregivers and care home operators who have asked for reasonable and fair regulations.

"By requiring the posting of Department of Health inspection reports and allowing time for a working group, comprised of industry and consumer advocacy representatives, to develop a new inspection form to be posted online with information that is fair to care home operators and useful to the public, I believe this Legislature has drafted a compromise that works towards improved community care for our elderly population."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Slight reservations. Mr. Speaker, it appears as though again for transparency purposes, putting inspections of care homes on the website is a good thing. But the thing that impacts people most is the health and sanitation of places where they eat, and those are not up on the websites now. In other words we're starting on some of these elderly care homes. Are we on a different bill?"

The Chair addressed Representative Ward, stating:

"Representative Ward, this does relate to the website bill but it's for community care homes. It has nothing to do with the restaurant industry."

Representative Ward continued, stating:

"It does, Mr. Speaker, because that's the one that everyday people are concerned with. We eat out five or six times a week and those inspections are not on the website. What I'm doing is a comparison. If we want to do it and target the old folks homes and the care homes and those other homes, let us be equally cognizant of our health concerns to the other people who are eating five or six times out per week, and we don't require them to do it even though I understand it's in the process. The point is this is transparency in the making, but let us be prioritizing what things are important to the constituents of the people of Hawaii. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"I'm also in opposition of this matter, Mr. Speaker. I think that in terms of really streamlining the process and making sure that these care homes deliver the best of care, I think we need to be cognizant of what we need to put on those websites. I think the mandate to put everything that is on the inspection, whether they're adjudicated or not, is something that I would not agree on.

"Currently that is now being left to a task force to determine, and the task force will have to implement those. I know that they will deliver to the best they can, but at this point in time we don't know how it's going to come out, and until we know and it's decided upon what's in that website, we should not proceed on this bill. Thank you, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. I read the bill and I think the original intent was to only put the egregious violations up there. Now the language says all violations, but it's suspended for about two years until the task force comes back with recommendations. So I echo the comments of my colleague from Ewa Beach, I do not support this.

"It would seem to me that a better method to determine if a care home was operating any good would be the Better Business Bureau. That's how everyone else is vetted. If you have a concern you call the Better Business Bureau, 'hey, are these people ethical and do they have a good reputation?' Quite often you'll get a straight answer, and you can read reviews online. I don't think the government will be as quick or as efficient in updating these postings and/or pulling off bad postings if there's a mistake or implementing corrective actions. So for those reasons, I'm against it. Thank you, sir."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 120, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Cabanilla and McDermott voting no.

Conf. Com. Rep. No. 146 and S.B. No. 1194, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1194, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, I'm in strong support of it. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1194, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Final Reading by a vote of 47 ayes to 4 noes, with Representatives Cheape, Fale, Fukumoto and McDermott voting no.

Conf. Com. Rep. No. 147 and S.B. No. 1092, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1092, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"In strong support. I would like to thank the House conferees and the Senate conferees in setting aside that $50 million on top of what we've already been setting aside on behalf of the people of the State of Hawaii. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Thank you very much. I'd like to thank the Finance Chair for the due diligence on sending additional funds to this and allowing the community to gain the trust of the Legislature back again.

"This Hurricane Relief Fund is a program that is when we are in need at a special time. I think recapitalizing the additional $50 million is a great effort towards this particular fund and towards our bond rating in the future. I appreciate this great intent and thank them very much. Now I can go out to my community and say, yes, because it is very strong in their convictions when they're saying we borrowed from it a year or two ago. Thank you very much, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support with written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. In the past, the legislature has had to make tough decisions such as using funds in the Hurricane Reserve Trust Fund to provide for our core governmental services. Now that our economy is on the upswing, it is prudent and proper to appropriate the $50 million that was taken. It is just a matter of time when another hurricane will occur and these funds will provide the necessary aid to families negatively impacted by the disaster. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1092, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 149 and S.B. No. 867, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 867, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I ask if I have a potential conflict, if my wife and I would have a conflict of interest as far as being retirees someday? Thank you very much," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 867, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 150 and S.B. No. 46, SD 2, HD 3, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 46, SD 2, HD 3, CD 1 pass Final Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and just real brief comments. I would like to thank the Vice Chair of Higher Education for all of her hard work on this issue. It was very complex, many parties were at odds with each other, and the bill grew and grew and grew but became more refined, and I'm happy to say that the end product is something that we all can be proud of. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 46, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Conf. Com. Rep. No. 154 and S.B. No. 877, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 877, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I will be voting no on it and I wanted to explain why. Thank you. Once again, it's because the notices are sent by regular mail, and sometimes that regular mail delivery doesn't reach the recipient. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 877, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS," passed Final Reading by a vote of 44 ayes to 7 noes, with Representatives Cheape, Fale, Fukumoto, Johanson, McDermott, Thielen and Ward voting no.

At 2:25 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 120, HD 2, SD 2, CD 1
S.B. No. 1194, SD 2, HD 1, CD 1
S.B. No. 1092, SD 1, HD 1, CD 1
S.B. No. 867, SD 2, HD 1, CD 1
S.B. No. 46, SD 2, HD 3, CD 1
S.B. No. 877, SD 1, HD 2, CD 1

Conf. Com. Rep. No. 157 and S.B. No. 680, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 680, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations on this measure and a comment. My hesitation with the reservations is creating a new division within our department. It might not be perceived as that at this moment in time because we're using federal funds for those positions. I'm worried about in the near future, that's my reservations on this current measure. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations, brief comments. Thank you, Mr. Speaker. Can I please have the words of the Representative from Waianae entered into the Journal as if they were my own. Additionally, I am fully in support of homeland security. My concern really does stem from the fact that I do believe this is duplicative of government and may not be the best bang for our buck long term if it is duplicative of government. Thank you."

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. First, I'd like to thank the Chair of the Public Safety Committee for shepherding this bill. This is actually a very important bill not only for his committee but VMI as well. In fact, this is the number one priority for our Adjutant General, General Darryll Wong.

"The reason for its importance is that for many years, in fact since World War II days, we've been focused on civil defense. The world is a much different world right now. It's no longer civil defense, but homeland security and emergency management, and as we transition to the modern times I think it's important for us, especially in our emergency infrastructure, to get with the times as well.

"So I don't believe there is duplication of services in this particular measure. In fact, I think this gets us to the modern era in line with all the other states. All the other states have done this and it just took us a little while to understand the importance of this. In addition, Mr. Speaker, I think this bill highlights some of the many initiatives that we have passed this year as part of our military appreciation package. Again, I just wanted to thank the Members for supporting our military and our Department of Defense. So finally, Mr. Speaker, written comments in support. Thank you."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I stand in support of this measure. This bill addresses the unspeakable breach of security on 9/11 and further works to establish a homeland security law to allow the establishment of the State Office of Homeland Security within the State Department of Defense. This State Homeland Security Office will offer us a chance to further prevent another domestic attack from occurring, and also gives us the opportunity to prevent thousands of service members from sacrificing their lives to protect ours.

"It will foster security cooperation between federal, state, county, and private sector partners. SB680 will also provide more efficient organizational structure that is needed to ensure that our remote island state is best prepared to respond and protect our citizens. Furthermore, this bill will provide the necessary statutory authority to help support a comprehensive program that provides security for our citizens, critical infrastructure, and economic vitality from the increasing possibility of terrorist or manmade threats.

"Lastly, establishing the Office of Homeland Security will require no additional funding; personnel and office space already exist within the State Civil Defense and State Department of Defense. The passage of this bill works to strengthen Homeland Security initiatives and programs in Hawaii by codifying administrative and operational functions that the state is currently performing, and consolidating them into a single office.

"If approved by the Governor, this bill will be a part of our Military Appreciation Package. The Military Appreciation Package was created to support the efforts of our men and women who have served throughout our history and all who now serve in uniform and their families, as well as those Americans who have given their lives in defense of our freedoms we all enjoy today.

"With this, Members, I'm sure that you understand that the significance of this measure extends far beyond this Chamber. The decisions that we make as lawmakers resonate throughout every aspect of our lives. As we learned from 9/11 – security is especially crucial to our well-being as a nation, and we have a choice to better defend our vulnerable and isolated state. This bill will establish the operational infrastructure to help ensure the health and safety of the people of Hawaii, and will work to help foresee future attacks, making it beneficial to every person on island and nation – civilian and military alike.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Aquino rose to speak in support of the measure, stating:

"Written comments in support, strong support."

Representative Aquino's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong support of SB 680, CD 1 which establishes the State Office of Homeland Security within the State Department of Defense.

"Mr. Speaker, this measure would give State DOD statutory authority to provide a comprehensive program to protect our residents, infrastructure and government from terrorism. In addition, this provides a statewide, visible head to coordinate all government agencies and the private sector for homeland security functions. Through this establishment, it will allow a stronger focus on securing our state.

"There were some concerns that were brought up by previous speakers. They shared some reservations regarding this bill. The first concern of possibly providing additional state resources and funding to sustain this new office is a valid one. However, the threat of terrorism since the September 11, 2001 attacks has risen. Mr. Speaker, the dangers of future attacks on our residents can happen at any time and with very little warning. Having this office to focus on intelligence, prevention and security, we are better preparing ourselves considering the greater complexity of today's world. While cost is always an issue with government services, the price in properly protecting our state and its citizens cannot be measured.

"Another concern that was mentioned earlier, Mr. Speaker, was that this new office may be duplicative. I'm not sure what the speaker meant but there are differences between civil defense/emergency management and homeland security. State civil defense and emergency management focuses on the preparation, response and recovering from man-made or natural disasters. Homeland security, on the other hand, focuses on prevention activities to deter terrorist attacks. I understand that the terms may sound synonymous but it is very much different.

"Currently, all of these functions fall under the function of state civil defense. The bill does not deliberately remove functions from one to another but rather, aligning it properly within the State DOD to allow stronger emphasis and attention – essentially, flattening the pyramid. Through the measure, these security functions will be overseen directly by the State Adjutant General rather than three to four levels within the state civil defense organization. By separating these responsibilities, civil defense and homeland security can focus on their primary roles of keeping our state safe.

"Mr. Speaker, as you can see, this bill will greatly assist in protecting our state. *Mahalo*."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. I request to insert the comments from the Representative from Aiea in the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 680, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 160 and S.B. No. 1133, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1133, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1133, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Final Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Fukumoto, McDermott and Ward voting no.

Conf. Com. Rep. No. 161 and H.B. No. 65, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 65, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Carroll rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I would like to insert comments into the Journal. I'd just like to share a story of one of my constituents who wrote me a letter. This person who was a caregiver to her husband has to order 27 prescription drugs every month, and because of the mail-in situation, they were not able to get on a daily basis the type of medication that was needed. This person suffers from muscular dystrophy, diabetes, osteoporosis and the list goes on.

"So passing this bill allows them the flexibility and the choice to purchase their prescription drugs and improve their quality of life. So, thank you very much."

Representative Carroll's written remarks are as follows:

"In 2009, a statewide plan was being considered to require union members to order prescriptions through the mail. In the Moloka'i Dispatch on July 13th, 2009, an article was printed, 'Molokai Pharmacy at Risk.'

"The Hawaii Employer-Union Health Benefits Trust Fund (EUTF) had entered into a contract with InformedRx, Inc., a mainland based company. This decision had a negative impact on the residents of Moloka'i.

"In a letter I received dated April 27, 2014, from my constituent from the island of Moloka'i, she writes to me describing her and her family's experience since the mandatory mail-in prescription decision was made. She writes that she currently works for the county and her family was impacted negatively when she was given no choice but to order her husband's 27 medications per month through the mail order system. Her husband has a multitude of health problems from Muscular Dystrophy, Asthma, Osteoporosis, to Diabetes. There have been times when he has gone days without one or more of his prescriptions because the mail order medicine did not arrive in a timely fashion as they were promised. They also spent countless hours on the phone with the mail order pharmacy, trying to clear up or get overrides when this has happened.

"But when their insulin arrived with the ice melted having sat at the Post Office over the weekend instead of being shipped to their physical residence address, her husband was left with no medication and had medical complications where he had to go get emergency medical attention.

"Furthermore, there are many elders and individuals who suffer from other serious medical conditions that have experienced this type of situation regarding mail-in prescription drug orders.

"By passing House Bill 65 HD 2 SD 2 CD 1, Relating to Prescription Drugs, the residents of Moloka'i and the whole state will be able to have the choice to purchase their prescription drugs at a community retail store or mail-in their order to the appropriate mainland pharmacy as dictated through their contract like the EUTF had done. Having the choice to access their medication the easiest method, improves the quality of life for many.

"I urge my colleagues to please support HB 65 CD 1. *Mahalo*!"

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and just a few comments. I really want to thank the Senate Chair and the House Chair of the Commerce and Consumer Committees. So often, we have constituents approach us with very real problems and we don't know the exact right law that's going to fix those problems.

"If you look at this bill at its very inception, the folks who brought this issue to our attention, the Representatives from Kohala, Lahaina, Waimea and Kihei and yourself, Mr. Speaker, you really were listening to your constituents and responding to their cries for help about getting their very desperately needed medications. We did not know the right answer. So this bill has really been worked upon and it's also an example of something where we need the time during the legislative process to go out and look at what other jurisdictions are doing.

"We are very fortunate that we had very dogged Chairs in the House and Senate Consumer Protection Committees because they went out and they found good laws, they found what New York was doing, and I think they have crafted a very, very good solution that we can all be proud of, particularly for our rural communities who struggle with lack of access to pharmacies as well as the struggles with post offices that are closing down, so that mail order really isn't a clear option for them.

"So I want to thank again those folks and the introducers of this measure who really I think have led us to be, ourselves, leaders on this very important issue. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support and I would like the comments of the two previous speakers entered into the Journal as they were my own. I have additional written comments that I would like to submit as well. Thank you very much."

Representative McKelvey's written remarks are as follows:

"The mail order requirement that is imposed by many pharmacy benefit managers and other prescription drug benefit plan providers can create significant hardships on beneficiaries, especially in rural areas. This requirement may even prevent beneficiaries from promptly obtaining urgently needed prescription drugs. As a safeguard, many beneficiaries trust and rely on face-to-face interactions with their local community pharmacists, who are more familiar with a beneficiaries' medical history and who can better assist with any questions relating to other over-the-counter or prescription drugs and potentially dangerous drug interactions.

"This measure will enhance consumer choice related to prescription benefits delivery for the States residents by allowing beneficiaries to opt out of mandatory mail order provisions. It is also intended to increase competition in the marketplace and foster better utilization of community pharmacists who can better assist in managing the health of consumers.

"I feel that this measure is necessary to ensure that Hawaii continues to have a robust network of pharmacies to serve and provide choices to prescription drug benefit plan beneficiaries in the state."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 65, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 162 and S.B. No. 69, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 69, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Fukumoto 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 Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on SB 69 SD 2 HD 1 CD 1. The bill simply applies Hawaii's existing permitting and background check requirements to individuals who buy guns outside of the state. Previous drafts were more onerous. I agree with the Hawaii Rifle Association that this draft merely closes a loophole and does not restrict the rights of law abiding citizens. However, like the Hawaii Rifle Association, which supports the bill, I'm concerned that the current draft lacks an appropriation to help the counties with implementation. For these reasons, I rise in support with reservations. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 69, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Final Reading by a vote of 48 ayes to 3 noes, with Representatives Cabanilla, Fale and McDermott voting no.

Conf. Com. Rep. No. 165 and S.B. No. 895, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 51 ayes.

At 2:35 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 680, SD 1, HD 1, CD 1
S.B. No. 1133, SD 2, HD 2, CD 1
H.B. No. 65, HD 2, SD 2, CD 1
S.B. No. 69, SD 2, HD 1, CD 1
S.B. No. 895, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 166 and S.B. No. 902, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 902, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 167 and S.B. No. 909, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 168 and S.B. No. 532, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 532, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Coffman rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Coffman's written remarks are as follows:

"While I support the intent of this bill, it lacks some clarity that may create problems for the employers and frustrate employees."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 532, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE," passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Coffman and Tokioka voting no.

Conf. Com. Rep. No. 170 and S.B. No. 237, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 237, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote please. Again, I believe that school land should be used for school purposes. Thank you."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, opposition. Two reasons, one conceptually, the other empirically. Conceptually, our colleague from Kailua has already mentioned, school land should be used for school purposes, that concept is clear.

"But empirically, I ask all Members of this Body to say, have you ever had your schools on the school closure list or the chopping block for closure by DOE? Mr. Speaker, my district has gone through that. In my old district, they closed Wailupe, they put Koko Head Elementary, a blue ribbon school, on the 'to be closed' list. This was like two, three years ago, just when the kernels of this concept of using public lands in public-private partnerships. So what we had was a real push to make the highest and best use.

"If you remember when the Governor talked about this whole 21st Century Schools, he said there's a billion dollars of real estate from Koko Head to Farrington. Mr. Speaker, what took place was a battle which we did win, but I want to say that we had a constituent in my district who lived in Kalihi, who was a very strong supporter and neighbor of Puuhale Elementary. The Representative is no longer here who joined that battle, but they were teetering on closing, and you know the light industrial district of Kalihi, Puuhale Elementary would have made a great factory or storage or some kind of a location of which you could have made a lot of money for the DOE.

"So I ask my colleagues, if you have any possibility of your schools being closed, they may be looked upon as a piece or a hunk of real estate, rather than as a place for education. That is the empirical side of this what otherwise conceptually is very, very clear. Schools for school purposes, and if they're going to use it to make money on it, they're going to possibly tempt the closure of your school as a way of saving money and making money for others. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. May I have the words of the Representative from Hawaii Kai adopted as my own? Also for those very reasons, of course on the North Shore there's some of the best real estate in the entire State of Hawaii and there are a number of my schools that were on the chopping block.

"Mr. Speaker, even though I do like the idea of looking into innovative ways of raising revenue for our Department of Education and for our schools without having to raise taxes and fees, my concern is that this measure may put pressure especially on rural schools where their real estate could be used significantly towards some higher and better use in regards to what they can be used for money, especially the schools Kaaawa Elementary and Haleiwa Elementary. I'm concerned that this measure would put increased pressure on the closure of those two schools, Mr. Speaker. For those reasons, I must be opposed."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. First, I really want to commend our Chairs, particularly the Water & Land Chair for the work they did. She did a good job in fixing what had a lot of problems. If you look closely at the bill there are no exemptions, there's a 92F process for community involvement.

"My concern is actually just with the fact that the recommendations would then go to the Board of Education, an appointed Board of Education, Mr. Speaker. That is my concern, because with an appointed Board of Education, you may not have a member on there who is truly in-tune with the community and the wishes of what they would like to see so far as a plan if this were to move forward.

"So that's my only reservation, but again I want to commend the Water & Land Chair for the great job that she did in addressing a lot of the serious concerns, and I think that this is truly different than some of the other measures that have come before this Body that have provided concerns with the community and the public. Thank you very much."

Representative Say rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. I stand in strong support of this particular measure. We can all say that we want to preserve our present school system that we have in the State of Hawaii, the schools that we do represent.

"But for me on a personal note, the district that I represent has sacrificed two schools in the late 70's and early 80's. It was Anuenue School in the back of Palolo Valley. Then just these past two or three years ago with the Representatives from the 19th and 21st Districts, we lost a lovely school, Queen Liliuokalani.

"I truly believe that all of us here are not here to close our schools that are part of the community. But overall, like this Body has always shared on this Floor, how do you balance the budget. As new schools grow, as population decreases, all of us do not want to make the hard decisions. But in this particular measure, it is just a start to vet and discuss what can we do with school properties that are under state jurisdiction or city jurisdiction, in regards to supporting our public school system.

"That is the bottom line here today, the 21st Century Schools, and I can appreciate all of the Members who are here in defending their schools. Does it make financial sense when you keep a school going that is losing money on behalf of our students?

"Mr. Speaker, this afternoon I'm very proud to say that all of the East Honolulu Members of the House of Representatives supported a Representative from Hawaii Kai, which is the Kaiser High School Sports Complex, at the expense of Kalani High School, at the expense of Kaimuki High School, McKinley High School and Roosevelt High School. As I've stated a lot of times on this Floor, we are just in one canoe. What is for the greater good of our community, that's where we all have to sacrifice.

"Two weeks ago, I didn't know how to approach this young lady at the St. Louis Heights, Kaimuki, Kapahulu, Diamond Head Neighborhood Board, where she came out publicly against Jefferson Elementary School. I had to tell her, because I was the only elected official there, that we are not addressing Jefferson. It is up to the Board of Education. But at the end of the day, this type of mischaracterization, misstatement, misinformation, is hurting the community as a whole.

"Some of you may not want to listen to what I'm saying, but for those on Oahu that attend the Neighborhood Boards, you face that music. You face that question from the board members. At least I was honest, and I think for the Representatives from the 19th and 21st Districts, at this coming May's Neighborhood Board meeting, they will have to address it to the Neighborhood Board.

"But I was very disturbed on behalf of the Representatives from the 19th and 21st Districts, it's not you. The email that we got in regards to this particular issue being brought to the agenda of our Neighborhood Boards, and this was the issue or School of Jefferson."

Representative Awana rose to yield her time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much, Majority Floor Leader. May I just say this, in my newsletter, I've always stated, at this point in my career, I'm trying to support in maintaining Palolo Elementary School, Jarrett Middle School and Kaimuki High School. Why am I saying this? For those on the east side of Honolulu, you folks all know that we're a much older community, and parents and homeowners are asking for the general geographic exemptions, or district exemptions, or sending their child to a private school. But in my newsletter every month to the four Neighborhood Boards that I attend, the Palolo Community Council and the St. Louis Heights Association, I state in there, I need your help in getting your family and neighbors to attend Palolo Elementary School, Jarrett Middle School and Kaimuki High School.

"I'm very proud today to say that this individual, whoever he is, emailed the Chair of the Palolo Neighborhood Board that the principals of Palolo Elementary and Jarrett Middle School should make a presentation to the Palolo Neighborhood Board because of what Representative Say has stated in his newsletter.

"We need more students, so the district that East Honolulu represents can sustain itself. I'm going to be at the forefront to say this. If you are going to close Anuenue, which has now become a Hawaiian immersion school, thanks to Representative Mike Kahikina. For the Representative from the 21st District and the newcomer from the 19th District, in regards to Liliuokalani which you fought so much in not having the closure, we are going to be on top of it for the community as a whole. But, but I challenge the Department of Education, the Board of Education, in their testimony, stating for the record that with the closure of Liliuokalani, it would have saved all of us here in the State of Hawaii, Members of the House, $400,000. Where? In the lease rental that they were paying at Dole Cannery?

"Mr. Speaker, the 21st century is before us, and there've been legislatures in the past that said for every school that we open, you should close one, because that offsets the cost of the operations, utilities and so-forth of a particular school. Can we, as Members of the House, sustain ourselves by just continuing on with more schools in our outlying county districts, which I really support? But there has to be a give and take as far as how much can we afford and sustain ourselves.

"So for the Representative from Hawaii Kai, I can respect your comments, but on behalf of the kids and families of Palolo, St. Louis Heights, Maunalani Heights, Kapahulu, Kaimuki, Moiliili, they have sacrificed for your district. Let's not be provincial in one's thinking. You close Wailupe and what? Right now after how many years it's just sitting there vacant, we're not maximizing or utilizing its highest potential use.

"I think all of us look at protecting our community, but for the greater good, that is why I am so much in support of this measure. The young lady that testified at the St. Louis Heights, Diamond Head, Kapahulu Neighborhood Board, I appreciate her concerns. I understand her questions. I don't know if the Board is going to support doing something else."

Representative Morikawa rose to yield her time, and the Chair "so ordered."

Representative Say continued, stating.

"Thank you very much, Representative. I don't know if they're going to agree with Jefferson Elementary School, which is a special education school. But give the Department of Education and the Board a chance.

"For the Members of the House, it is not, like some of my colleagues say, a baby PLDC. No it is not, because you will have the public hearings and the vetting process of what you will like to see a school that has been closed. For all of you on this Floor of the House, we selfishly, we always try to protect our schools on behalf of our constituency. Not for the greater good, but for the good of your community, which is not the right thing to do in the global things, as far as the budget that we just adopted this morning. Thank you."

At 2:53 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:53 o'clock p.m.

Representative Say rose to respond, stating:

"You know, Mr. Speaker, I saw your face on television saying you do support the Kaiser Complex, as I did, along with half of all the East Honolulu Members. That's all I'm saying. That's all I'm saying. We are here to sacrifice for the greater good, and the greater good has to give back to the greater good also."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with just a few brief comments. Mr. Speaker, we've received emails on this particular measure accusing the drafters of this legislation that this is PLDC-like, or this has the DNA of the PLDC. But as one of the original opponents to the PLDC, I can rightfully say, and I believe when I say this, that this is not PLDC-like. This does not have the DNA of the PLDC.

"It has enough safeguards in it that allow for community input pursuant to HRS Chapter 92. It requires compliance with county plans, ordinances, zoning and development codes. The revenues and proceeds that will be generated from the development, and it's only the projected development, will be deposited in the school facility's account, ensuring that the moneys go back to our schools, and no public lands, absolutely no public lands, will be sold under this proposal, as the bill only allows for the lease of public school lands.

"Mr. Speaker, I'm very concerned about this bill because in the discussion of 21st Century Schools over the last four years, my own daughter's school has been listed as one of the examples for potential redevelopment. Today, as I dropped my daughter off, and I had to go around the block because I had to drop my other daughter off at my parent's house, I just watched who was coming to the school. Parents walk their children to the school, they ride their bikes from Kakaako all the way up to Queen Kaahumanu School along the very busy roads of urban Honolulu. It's a green oasis in buildings in an urban jungle.

"So I think that redevelopment concerns all of us, and we are all concerned about our communities, as the previous speaker said, but I think we have to approach these questions about redevelopment with great care, and I believe this bill does.

"So of course I believe that all of us will be vigilant about what happens as this bill moves forward, but I do think that it is a good measure, and I support it. Thank you, Mr. Speaker."

Representative Fale rose to respond, stating:

"In opposition still, Mr. Speaker. We have heard some very compelling arguments on why we should support the measure, and I would consider relooking at it, but my concern still remains, Mr. Speaker. When I was elected to the Kaaawa Elementary Task Force, with looking at the potential closure of Kaaawa Elementary School, the Department of Education showed us paperwork, because they said it was a financial issue, we don't have the financial means to continue to support some of our schools.

"In the paperwork that they showed us, Mr. Speaker, they had spent $36,000 per window on six windows that went into a portable classroom. Now the building itself isn't even worth $36,000, Mr. Speaker. When we had requested further information on why the windows cost $36,000 a window, and there were six of them, the Department of Education told us that they were not able to provide us with further information.

"Which is why, Mr. Speaker, if I was able to see that there was no other way, if we were spending every dollar in regards to our public schools in the most effective way possible and that there was no other way to address the financial needs of our public education system, Mr. Speaker, I would feel more compelled to support this measure.

"But I am not convinced, when I have personally seen and interacted in a way with the Department of Education that suggests, very strongly to me, that we have some very serious issues in regards to some of the accountability with the way we're spending our public funds in the DOE, Mr. Speaker.

"That's why I've been a very strong proponent of having some accountability. There was a measure that unfortunately didn't make it, in regards to auditing the Department of Education, because I would like to have that audit to go back to my community and say, there is no other way, this is the only way. I would feel comfortable with making that decision and supporting this measure if that were the case, but to the best of my knowledge and the information that I have in front of me now, Mr. Speaker, I believe that this is not the only way to move forward. That's why I must remain opposed."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 237, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," passed Final Reading by a vote of 36 ayes to 15 noes, with Representatives Brower, Cheape, Fale, Fukumoto, Hanohano, Har, Hashem, Ito, Johanson, Jordan, Lowen, McDermott, Thielen, Ward and Wooley voting no.

Conf. Com. Rep. No. 171 and S.B. No. 1093, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1093, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support of this measure. I think it's a good measure, Mr. Speaker, it relates to expanding the Open Doors program. My children went through Open Doors, they went to St. Philomena. What this measure does is it expands access to early learning for the children who can't get into kindergarten yet, but it doesn't preclude the menu of opportunities available to parents. What that means is it doesn't infringe upon religious options. Children can go to St. Philomena where my kids went. I will guarantee you, Mr. Speaker, in fact I would bet my house on it, which is easy to do because the bank owns most of it, but I would bet my house on it, Mr. Speaker, that enrollment at these religious schools will go up.

"Now what I don't understand, and this is kind of a rhetorical question not to put anybody on the spot, but why can we do it with Open Doors but not another vehicle which we'll discuss later this evening. So I fully support this because it actively allows parents to choose those religious institutions. Thank you, sir."

Representative Har rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Thank you, Mr. Speaker. Mr. Speaker, as you and the Members know, this bill, relating to school readiness, is the first piece in this state moving towards a statewide preschool program for which I very much support. Mr. Speaker, I am very thankful that the Legislature did appropriate $6 million to this endeavor.

"If you look at all the research, the research is conclusive. Any child who has preschool opportunities is that much more successful, not only for kindergarten, but the preschool opportunities provide lifelong learning opportunities for that child.

"So, Mr. Speaker, I'm very pleased that the Legislature did appropriate $6 million for this endeavor. I am somewhat disappointed though, however, because the Administration did ask for $8.2 million. Unfortunately we did not fund them that additional $2.2 million, which now means that many of these kids who are in the lower income gaps will be forced to have to pay up to maybe $80 per month for this program, which I think is a travesty, particularly for those lower income students.

"In addition, I do appreciate the fact that we do have a funding mechanism through this bill, I do wish we would have put this funding in the budget. It would have shown a true commitment that this Legislature will continue to see through it, that we will move towards a statewide early education program for now, and into the future, because we know it's a good investment. For those reasons, I stand in strong support. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, I'm very happy that we have gotten to this point and this measure is here today for us to vote it forward. I can't express what school readiness and preschool means to my children on my coastline. This helps give those little children a help up into kindergarten and on their way to first up to sixth grade. It helps our families, it helps our families go to work while their children go to school, it helps promote early education.

"I'm glad that we had made the commitment of $6 million towards this program, and as we move forward in the future years that we can make stronger commitments so more children can go. With the $6 million, we're roughly going to help 900 children, and those are probably going to be our most vulnerable children in the rural areas. We have almost 5,100 children that we need to support. So I think this is a great effort for us taking this leap going forward and making a commitment to these youths going forward. Thank you, Mr. Speaker."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, on behalf of the residents of Palolo Housing, KPT, Mayor Wrights, I hope we can all qualify as far as our students in qualifying for this particular program."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, thank you very much. In support, and I would like to thank the Education Chairs for both the House and the Senate for allowing us to get to this point in providing early education for our students. I just wanted to make some clarification. The difference between $8 million and $6 million is this. The $6 million is for continuation of the Open Doors program, which would allow 900 students to qualify for this Open Doors program. $8 million, if you did the $8 million, it would still provide the same amount of subsidies for the same amount of kids, but the reason why it was $8 million is because they had to start a new program. Thank you."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I'm in full support of preschool for everyone, actually, and I have been watching this very closely as it's been moving through, and I think that this is the measure that we should move. I think it's the best thing that we've come up with so far.

"I do have some concerns, and I'm not as confident as some of my colleagues, that all the schools will still be able to receive these funds. I think we, as a Legislature, are doing the best we can, but this is still going to be up to DHS in rulemaking and I'm concerned that with the codification of this program there are some possibilities still that there could be decisions made to exclude religious preschools. So that's my concern, but again, I don't think that has anything to do with us anymore. I think this is a good measure moving forward, but those are my only reservations."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would just like to include written comments, as well as testimony that was provided through an email from Senior Pastor Mike Lwin from New Hope Leeward. Thank you."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. The future of our state is dependent upon an educated workforce. We have been behind the eight ball, playing catch-up for a slow start in the area of *keiki* readiness. This measure addresses the challenges of service providers while marrying government to move our youth in the right direction. Mr. Speaker, best articulated is an email provided by Senior Pastor Mike Lwin from New Hope Leeward:

Aloha 2013 House Members,

By way of introduction, my name is Mike Lwin. I am the Senior Pastor of New Hope Leeward which is a church of about 5,000 members. We also have a Christian preschool and school through grade 6.

The purpose of this letter is to express our support of SB1093 which establishes the school readiness program within the early learning system. We believe that SB1093 will be a positive initiative for raising up a stronger next generation of leaders for the future of Hawaii.

According to the State of Hawaii Dept. of Education Systems Accountability Office, there is a strong correlation between children who attended preschool to how ready they are for Kindergarten based on the HSSRA. Moreover, all three complexes in our Leeward community show that about 50% of the children attend preschool which means that half of our children are not adequately prepared for kindergarten.

Therefore, we support SB1093 because there are still 50% of our children not ready for school. Though the public schools have done a great job with preparing the kindergarteners for the next grade, it is clear that early education is needed before they step foot into kindergarten. We as the community need to partner together with the teachers in providing the early educational foundations needed for ALL children so that ALL children will be equipped with the basic learning tools to be a greater learner as they enter Kindergarten.

Early learning opportunities for the children of Hawaii will offer great returns not only in the child's future successes in life; but also, in the building of wise leaders for the future of Hawaii.

As the pastor of a local Christian church with a preschool program, I can confidently say that the children who enter kindergarten from our preschool program are much better prepared socially, relationally, and educationally for the learning years ahead of them. Also, as the father of a 5 and 6 year old who have been through preschool, I can clearly see in various ways how much more advanced my children are as they interact with friends in community sports who are of the same age but didn't attend preschool.

A statewide early education program is great for the future of Hawaii's children! Of course, no ONE program can guarantee a more educated next generation; however, SB1093 certainly increases the changes exponentially. May it be the legacy of our generation, that we did everything we could to stand in the gap to provide the necessary education Hawaii's children will need to be successful in school and in life.

We are humbly submitting this testimony of support for your consideration. Should you have any questions, please contact me.

Sincerely,

Pastor Mike Lwin

"For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Carroll rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support, and if I could say a few words.

"This Body has certainly taken a step forward in regards to early childhood education. Of course, like everything else when we deliberate, we also have to consider other programs as well. I'd like to commend the Chair of Finance and also the Chair of Education, but I'd also like to commend the Department of Human Services, who already, with this Open Doors program, provides a service to our community. Yes, we would like to also provide the programs to all of our kids in the State of Hawaii, but of course we do have some challenges, and we're not willing to raise taxes just yet.

"However, I would like to just say that everybody's comments today are valid, and I believe that if we had the opportunity to fund all the programs, so that all of our children can go to early childhood programs that will benefit them, I believe we would do so. So with that being said, I'd just like to say thank you to everybody for supporting this measure, and if we can work together for the next session, and sessions after us, that we can come to that conclusion where all of the kids in Hawaii will have the same opportunity. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. Mr. Speaker, my concern about this measure has primarily to do with the implementation and the boots on the ground that are going to execute this operation. As one of my favorite historical figures in history said, success is 1% inspiration and 99% perspiration. Just because you have a good idea, it doesn't matter how good or great your idea is, implemented poorly it will fail.

"One of the best examples that I can think of is, Mr. Speaker, when I was in school back in the Kingdom of Tonga, I went with some of my cousins, and we went and made this raft out of this one particular tree. We thought it'd be a great idea to go out to the island called Mounu in the lagoon of Fanga'uta. They have this particular type of shellfish there, Mr. Speaker, that are really, really good. We put this raft together, and about a quarter of the way out, the raft sank. Idea was great, we put the whole plan together, it seemed like it was a really good idea, but we sank before we got there, Mr. Speaker, and that's my concern.

"In regards to this, the whole measures of early childhood education, as I've listened to the boots on the ground who are going to be responsible for carrying out the mission, Mr. Speaker, I'm really concerned that when we do do this, we need to do it right. Given the fact that in some of the hearings, Mr. Speaker, I've heard that this has been a concept in evolution for the past two or three decades from when the first ideas of early childhood education were first proposed.

"I'm pretty concerned that if this idea has been in evolution for the last two or three decades, I'm really concerned with the quality of the product that we are looking at today. When it can be completely moved from one department to another, and it seems like it's no big deal, and that those in charge who are going to be fully implementing this don't have the clear answers to the questions and the potential problems that have been raised with the program, Mr. Speaker.

"So, early childhood education is something that is very important, but it's something that I think needs to be hammered out a little bit more, and some of the kinks have to be worked out before we push forward and then say, 'oops, we sank halfway,' on our movement towards a very admirable goal, Mr. Speaker. So for those reasons, I do have reservations on something this important that's going to commit us to serious resources into the future. So I do have those reservations, Mr. Speaker."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, I think all of us are on very solid ground, conceptually and empirically, for early education. You can't beat it. From the day a person is born, on up, education takes constant priority in what we turn out to be in life.

"Like the previous speaker, I am also concerned with the implementation, the working out the details. The science of early education is very clear. Decades, correlations in America and all over the world have correlated one thing and one thing only is the primary thing that makes early education successful, that's parental engagement.

"Parental involvement is highly correlated all across the board with student achievement. Parents aren't involved, students don't achieve. They can go for a little while then they'll back off. The point is, programs like what we had in Head Start, Sesame Street, middle class kids were looking at Sesame Street, the kids who needed it weren't watching it because of a lack of parental involvement.

"In this case, Mr. Speaker, I think we need to put a parental outreach, we need to get to families that otherwise heretofore don't care too much about their kids getting an education at an early time. To me that's going to be key to the success. Rather than this just being a buttress to the middle class, it's got to go to some of those families, even dysfunctional families who don't even see the value in education. This is the outreach so we can have really education as the great equalizer for our society, lest this money goes to where it only enhances those who already have a head start. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1093, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 172 and S.B. No. 515, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 515, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I just would like to take the time to thank the Body for helping me to bring this matter to where it is right now that we are voting for. The issue of homelessness is a very difficult matter to address, Mr. Speaker, to the point that it is really hard to both think about what will my neighbor say, it's a 'not in my own backyard' type thing. But the issue of homelessness is so pervasive and to a point that even in this Chamber it gives us a feeling of pessimism amongst each other.

"Nevertheless, Mr. Speaker, I think this Body had the courage to bring this forward to where it is right now. I hope that as we move forward, we're going to look back in history and say we voted for the right thing. Because we will never be able to eradicate the homelessness, but little moves like this one today will help us diminish that.

"The 'return to home' that is now in this bill is something that we have worked hard on here at the House for at least three sessions now. We had difficulty passing it in the Senate, but nevertheless today we will make history because we here at the House of Representatives stood up and said, we need to do something. So we need to congratulate ourselves and feel good today, Mr. Speaker, because we took care of those people who cannot take care of themselves. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. I will vote with reservations today because I would first and foremost like to thank the Chairman of Human Services in the House and the Chairman of Human Services on the Senate side for doing such great work during conference on this particular measure, seeing we were down to the last measure.

"First of all, I'd like to appreciate the shallow subsidies that have been placed in this measure. The $1 million will help our neediest families with that $300 shallow subsidy. Secondly, I'd like to thank the $750,000 that is going to go into Housing First. That's to help our homeless individuals to house them first, then deal with their issues. I'd like to thank the $150,000 that's going to be going to Rapid Re-Housing, again helping our homeless individuals.

"Mr. Speaker, I think there's been a lot of work and a lot of effort getting us to this point on many, many levels for many, many years and all of those conjoined efforts have brought forth these different avenues to help our most vulnerable populace. That could be our families that might be becoming homeless or our families that are living on the streets. I'd like to really thank the $400,000 for the Shelter Plus Care program.

"My opposition to this measure, Mr. Speaker, is not any of those. My opposition to this measure is Part 6 and 7, and you've all heard me all session speaking on those. I'm not going to elaborate on them, at times we have to swallow to move forward. I'm doing that because I believe we need to stand up for those particular individuals and to lose those first four programs would have been detrimental. So thank you, Mr. Speaker."

Representative Cabanilla rose to respond, stating:

"Still in support, Mr. Speaker, and I would just like to thank you personally, Mr. Speaker, and also the Representative from Waikiki, for helping me bring this forward and believing this is the solution to decrease the number of homeless people in our state. Thank you to the both of you and the Members."

Representative Fukumoto rose to speak in support of the measure, stating:

"In strong support and can I get written comments, please? Thank you."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in support of SB 515 SD 2 HD 1 CD 1. There are thousands of homeless people in our state, many without shelter. This bill takes several different steps to help them by improving our ability to provide mental health, substance abuse and housing services. Housing First, for example, which I'm a big proponent of, is covered in the bill. It's an important component of the Department of Human Services' Wraparound program, which provides various services to help people get rehabilitated and into housing. There's also a pilot program to help assist homeless people who are here from out-of-state return to their families.

"This is a very comprehensive approach to addressing our homeless population and one I think we should take. For these reasons, I rise in support of this measure. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 515, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Final Reading by a vote of 51 ayes.

Conf. Com. Rep. No. 173 and S.B. No. 403, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 403, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Final Reading by a vote of 51 ayes.

At 3:18 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 902, SD 1, HD 1, CD 1
S.B. No. 532, SD 1, HD 1, CD 1
S.B. No. 237, SD 2, HD 1, CD 1
S.B. No. 1093, SD 2, HD 2, CD 1
S.B. No. 515, SD 2, HD 1, CD 1
S.B. No. 403, SD 2, HD 2, CD 1

Conf. Com. Rep. No. 174 and S.B. No. 642, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 642, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and if I may make some comments both on this bill, Senate Bill 642, and below Conference Committee Report Number 178, House Bill 668.

"I'll keep my comments very brief, Mr. Speaker. It's been a long time coming for changes to be made to our state's medical cannabis program. As we all know, this program has been in place since 2000. In 2010, the medical cannabis working group convened by this Legislature made several recommendations that are today going to be hopefully adopted by Senate Bill 642 and House Bill 668.

"I want to thank my counterpart in the Senate. If anyone was here, I believe on Friday afternoon, we had some fiery exchanges. It's no surprise, myself as a lawyer with a civil rights background, him as a doctor, emergency room physician. We come to this problem from very different perspectives, but I think by coming to this problem, to this issue, with different perspectives and with the help and assistance of, if I may recognize him, the Majority Leader of this House, I think we both learned how to compromise. The compromise we came to for both of these bills is something that's good for all of the patients in the program, as well as good for the state.

"I also want to thank the Speaker from Maui and all of House leadership who entrusted me with this job of being Health Chair. I did not think that I would be working on medical cannabis, but you just play with the cards that you are dealt with, and when you hear and see the testimony from the community members who've been advocating for changes for so long, you have to respond.

"Finally, I want to thank my colleagues in this House. I know that there has been great and heated debate on both of these measures. I think the product is better because of that debate. My Co-Chairs of the Public Safety and Judiciary Committees have been very helpful in moving this bill along so that we could eventually arrived at these recommendations and I believe what are very good reforms.

"I believe in Senate Bill 642 we have changes that will accommodate the needs of the medical patients, but we also have measures that will enhance the public health aspect of the medical cannabis program. So I really do want to thank all of the folks who worked on this. Again, it was a venture of the community, it was something that House leadership supported, and I believe it was because of all the work that we did through all of the committees through our 60-day legislative process that we have achieved something that we can be very proud of. Thank you, Mr. Speaker."

Representative Har rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. I rise in support with reservations. Thank you, Mr. Speaker. As Members of this Body know, this is an amendment that we're changing and revising the state's medical marijuana law. I do appreciate the work done by both the Health Chairs in the Senate and the House. I personally have always supported our medical cannabis program, I do believe that we should have compassion for those suffering, specifically those with physical ailments.

"That being said, my reservations rise from the fact that marijuana still remains a Schedule I controlled substance under federal law, which means it is still illegal under federal law, therefore any medical cannabis program

that we pass or amend remains illegal under federal law. For those reasons, I stand with reservations. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 642, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Ito and Ward voting no, and with Representative Say being excused.

Conf. Com. Rep. No. 175 and H.B. No. 1374, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 1374, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

Conf. Com. Rep. No. 176 and H.B. No. 144, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 144, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Rhoads rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Rhoads's written remarks are as follows:

"I am opposed to HB 144 CD 1 as it fails to address many of the concerns that regulation of a burgeoning industry should tackle. As we all have experienced how banks and investment institutions made mistakes that caused a financial crisis that affected small businesses and their workers on the financial front, we now have a situation that is on the human resources and operations side. Professional employer organizations (PEOs) serve the function of alleviating some of the more complex and tedious side of human resource and operation functions for small businesses, such as administering payroll and benefits, so businesses and their employees can focus on what matters to the business most, but what happens if the entity responsible for handling these tasks declares bankruptcy? How many local businesses can absorb the shock of losing a missed payroll when the PEO handling that payroll has not fulfilled its contractual and legal obligations? How many of their employees can survive missed paychecks?

"Good policy would be to allow the market to flourish with PEOs that have sound practices rather than allow fly-by-night operations. Easy entrance into the PEO business is not necessarily a good idea if those PEOs allowed entry do not have the financial wherewithal to protect their clients from catastrophic loss.

"The purpose of this measure was to consolidate and clarify the laws on PEOs to ensure that only qualified entities shall be defined as 'professional employer organizations.' However, the bill currently has several problems that undermine this objective. In its current form, the bill has a bonding requirement of $25,000 for PEOs that have a total payroll of $25,000,000. This is a ratio of 0.001. From the testimony it is clear that a bond fee is not barrier to entry, as a bond for that amount can be secured for less than $2,000.

"The next issue is that the financial audit provision of HRS § 373L-2(b)(12) will be removed from the current law if this bill goes into effect. Financial audits should remain mandatory given the way a PEO handles clients' funds. Based on testimony, a Hawaii PEO defrauded its clients by collecting $1,068,579 and then defaulting on its obligations. The only way the clients' losses were covered was that the failed PEO had partnered with an out-of-state company. This should give us pause as we are making it easier to file with less information. It should not be asking much for a business that is responsible for handling paychecks to get an independent financial audit to see if that is what they really are doing.

"For the foregoing reasons, I am in opposition to 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. 144, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Final Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, McDermott and Rhoads voting no, and with Representative Say being excused.

Conf. Com. Rep. No. 177 and H.B. No. 833, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 833, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. In strong support of my public employees."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 833, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

Conf. Com. Rep. No. 178 and H.B. No. 668, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 668, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Belatti rose in support of the measure. [Note: please see remarks delivered earlier on S.B. No. 642, HD 2, CD 1.]

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support on behalf of the Members of the House of the Representatives and the State Senate in regards to a Conference Draft that I feel is very fair and open to the Members of the House and Senate. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support, and I would like the words of the Speaker Emeritus entered in the record as if they were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 668, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 46 ayes to 4 noes, with Representatives Choy, Fale, Ito and Ward voting no, and with Representative Say being excused.

Conf. Com. Rep. No. 179 and H.B. No. 51, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 51, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, I apologize, I thought we were on Stand. Com. Report Number 179. My statement in regards to 178, may I stand corrected. It's supposed to be for 179. I do support 178 also. 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. 51, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

Conf. Com. Rep. No. 181 and H.B. No. 697, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 697, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

Conf. Com. Rep. No. 182 and H.B. No. 152, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

Conf. Com. Rep. No. 183 and H.B. No. 858, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 858, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support, but I do have a note of sadness. This is an incredible program, a follow-up to our venture accelerator bill from last year, however I was notified this morning by Mr. Karl Fooks that there is a fatal flaw within this measure and therefore the program will not be able to move forward as intended. So it's sad that this has happened at the 11th hour, however hopefully we can come back and fix this and still keep the program going in the interim. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, 183 is all about entrepreneurship and I've spoken in support of that. I don't know what the fatal flaw is, but I know the flaw that we're missing in our economy is giving these entrepreneurs a boost and paying attention to those who create jobs, those who put together the resources to make economic development happen. As I've mentioned earlier, a dearth of entrepreneurs, you have a dearth of economic development. This high growth initiative is that stimulation that this government hopefully is going to put together.

"Whatever the fatal flaw is, I hope it's not so esoteric that the good Member from Maui can't say anything about it, but whatever it is, an entrepreneur can overcome that. That's what made America great. That's how we do things when we get pushed to the corner. The necessity is the mother of invention and I'm confident that whatever the problem is, that this thing can proceed."

At 3:27 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:43 o'clock p.m.

Representative McKelvey rose to respond, stating:

"Thank you very much, Mr. Speaker. Still in strong support. I would like to read the flaw for the Member's edification and then would like to yield the floor to the Finance Chair who has an ingenious solution to keep us moving forward.

"The Conference Draft 1 of this measure did not allow for the appropriation out of the revolving fund, only appropriation into the revolving fund. Hence the fatal flaw of HSDC may not be able to expend the funds in the program. However, I'd like to yield the floor to the Finance Chair who has a solution for this issue."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and we wanted to point out that we do appreciate and we did recognize the flaw in the bill, however Hawaii Strategic Development Corporation currently has a $4.2 million revolving fund ceiling, so out of the $6 million appropriated they can appropriate up to about $4.2 million. We checked the balance and the expenditures in the past and they've only utilized about $200,000 of the ceiling. So I think for now it should be fine and then it's something that we can fix in the budget next year. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, still in support. Entrepreneurship lives and the entrepreneurial spirit thrives. 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. 858, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE," passed Final Reading by a vote of 50 ayes, with Representative Say being excused.

At 3:47 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 642, HD 2, CD 1
H.B. No. 1374, HD 1, SD 1, CD 1
H.B. No. 144, HD 2, SD 2, CD 1
H.B. No. 833, HD 1, SD 1, CD 1
H.B. No. 668, HD 2, SD 2, CD 1
H.B. No. 51, SD 1, CD 1
H.B. No. 697, SD 1, CD 1
H.B. No. 152, HD 1, SD 2, CD 1
H.B. No. 858, HD 1, SD 1, CD 1

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representative Say was excused.)

H.B. No. 17, HD 1, (SD 2)
H.B. No. 800, HD 1, (SD 2)

The Chair addressed the Clerk who announced that the record of votes for the appropriate measure had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measure to the Floor for final disposition.

H.B. No. 17, HD 1, SD 2:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 17, HD 1, on the following showing of Ayes and Noes:

Ayes, 4 (Evans, Rhoads, Kawakami and Cheape). Noes, none. Excused, none.

Representative Saiki moved that H.B. No. 17, HD 1, SD 2 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm rising in support of House Bill 17. Thank you. Just primarily I would like to have my remarks placed in the Journal, but I wanted to just encourage the Members to pass this through. It will provide lateral public access to the public along our coastal areas in perpetuity. Thank you."

Representative Thielen's written remarks are as follows:

"Mr. Speaker, I rise in strong support of HB17. This bill is already law and is serving an important function, but it is set to sunset this year and we need to make it permanent.

"Mr. Speaker, Hawaii's beaches are one of our most precious and cherished commodities, but they are under attack on two fronts. Both erosion and creeping vegetation lines have combined to make some beaches in Hawaii, like those in my district of Kailua, under siege. HB17 tackles the vegetation problem head-on.

"In many coastal areas of Hawaii, certain beachfront property owners have planted saltwater resistant shrubbery and, either intentionally or through neglect, allowed it to grow unchecked. Many of these plants have grown all the way to the high-water mark, essentially erasing the beach that so many people have enjoyed over the years. During certain high tide events, lateral access between one section of beach and another becomes impossible without getting soaked because there is no beach to walk on.

"Once again, we have already passed a law that prohibits and removes encroaching vegetation from beach areas, but these law sunsets this year. Please help ensure that this important law continues to protect Hawaii's beaches for years to come. I would like to conclude my remarks by recognizing our former Hawaii State Representative, Barbara Marumoto, for her tireless work on this important issue. HB 17 appropriately could be named the 'Marumoto Beach Access Preservation Bill.'"

Representative Morikawa rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, my opposition is on the deletion of one gallon per person per day of sand. On Kauai, many people take advantage of the bucket of sand to mix into garden or yard soil. This occurs especially in my district, where the black sand is rich in nutrients and helps to grow vegetables and grass.

"The Relay for Life event places hundreds of memorial paper bags with sand bottoms on the ground so candles can be lit and made stable throughout the night. Arts and crafts utilizing sand would now be illegal unless you buy the sand from somewhere. Fishermen trying to keep fish, crabs or sand turtles alive may use some sand in their buckets but now it will be illegal.

"Perhaps this is a great bill for other islands, but for Kauai I have major concerns. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Also in opposition and I would like to adopt the words from my colleague from Kauai as if they were my own. I agree with her, one gallon of sand should not be a violation, Mr. Speaker. After all, our citizens pay taxes as well. So, I like the current law. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, I rise in support. The part of the bill that addresses the sand really has come about because we're having lots of problems with people taking truckloads of sand, and they may show up with four or five people and take a bucket and they start putting sand and taking sand away.

"I think the whole intent of it was, if you say to people, 'don't take sand,' then hopefully the community understands when it's just inappropriate and then hopefully they call and hopefully the DOCARE Officers will come out.

"I think the fact that the exception is for traditional and cultural practices, is I do believe that our DOCARE Officers will discern when there is a traditional practice that people take things for certain reasons. For that reason I really support us really trying to protect our beaches.

"There are certain areas of the state where we're now having a lot of abuses, and this bill actually came from a Senator from Oahu who has personally experienced this and is really trying to fight that battle of how do we stop people taking sand. So this kind of raises the consciousness and the level of people saying that it's just not right. So for that reason we believe it was right to pass it in this form. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no on this measure for the reasons stated by the Representative from Kauai. I didn't read this bill until last night and there are concerns. I think the restriction is limited in allowing for those authorized under the exercise of traditional cultural practices as authorized by law permitted by the department pursuant to Article XII, Section 7 of the Hawaii State Constitution. I don't know if that particular provision would apply to all residents of my community, the residents of Wahiawa. Because of that I have some grave concerns.

"I think the intent behind this measure is fine. I think truckloads of sand coming off our public beaches is wrong and it should not be sanctioned, but I think the traditional practice of using sand in one's garden or for other purposes related to local cultural practices should be allowed. Obviously taking truckloads of sand is per se illegal and should be punished, but I have some concerns and for that reason I'll be voting no. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. A no vote. In opposition, and just a few comments. I think if you look at what happens through our community, and many times schools, kindergarten schools or elementary schools, will go the beach and do a project and they'll put glue on the paper and do things like that. Is that going to be a crime too? Do we have enough enforcement officers now to regulate that and enforce that? I think not, Mr. Speaker. For all of the things that were said earlier, if we're talking about truckloads that's one thing, but if you're talking about a little bit of sand for somebody to garden or to do schoolwork. For those reasons, Mr. Speaker, I think this is not a good bill and I'll be voting no. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 17, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS," passed Final Reading by a vote of 47 ayes to 4 noes, with Representatives Cabanilla, Morikawa, Oshiro and Tokioka voting no.

H.B. No. 800, HD 1, SD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 800, HD 1, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND," passed Final Reading by a vote of 51 ayes.

At 3:56 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 17, HD 1, SD 2
H.B. No. 800, HD 1, SD 2

At 3:56 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:29 o'clock p.m.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Awana introduced Governor Neil Abercrombie.

Representative Ward introduced former Representative Blake Oshiro.

END OF CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, we'll be taking up items that have been moved to the end of the calendar. Please turn to page 12 and refer to Conference Committee Report Number 1."

Conf. Com. Rep. No. 1 and S.B. No. 1084, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1084, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ohno rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, this bill would bring the broad question to our voters, should we engage with private preschools. It is unfortunate that there are kids who come to school, on day one, playing catch-up, I saw many of these kids in my class, and the tragic truth is that many of these kids never do. Most of these kids come from less affluent homes and the gap between them and their more wealthy peers exists throughout school and their lives.

"This bill would ask the people of Hawaii if we should engage with existing preschools. I don't think our state can wait. I think it's a worthy question to put to the people. Thank you, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, first of all I supported this with grave reservations early on because of the religious ramifications. Meaning that if we have this low or free preschool, children who want to go to religious schools, their parents would be inclined not to send them there because this is a better deal. I think it will hurt religious orientated schools, particularly the Catholic schools, and the Hawaii Catholic Conference in their testimony indicated as such.

"Mr. Speaker, we also have problems in our K through 12 system. I represent Campbell High School, which has 3,000 students. There's been a plethora of articles regarding the heat in those classrooms, and we've taken some mitigation this session with regard to upgrading the electrical system, and we're going to get part way there, but we still won't be fully there where we can get them air conditioning. So before we take on new expenditures, I think we should focus on our core responsibilities, which is K through 12.

"Finally, Mr. Speaker, we all support early education. I support early education. But we have other issues that are more pressing. We have about five schools with dropout rates above 20%. Some as high as 31% and that's based on information I got from LRB. 31%, 27%, these are schools in low-income areas, geographical areas that benefit from Head Start already.

"Preschool will do nothing when we matriculate these students into a failing system that follows on K through 12. It won't do anything. You send the wonderful child in preschool but put him in a high school with a dropout rate of 31% that doesn't include the kids who make it all the way through 12th grade who don't graduate, don't meet the requirements, they're not considered a dropout, and the kid in 11th grade who reads at a 6th grade level. We've got serious issues we need to address in K through 12. So those are the reasons I'm against it.

"Now, as part of an overall solution, a program moving forward such as the Berman Report outlined in 1988, I support that, but it needs to be done at a pilot project level. See what works, see what doesn't work. I would also ask that when we do that, we allow religious schools to participate like other states in the country do. Today, we heard other measures that DCCA says, well this is done in other states. Well if it's done in other states, why can't we do it here and let children go to religious schools if their parents choose? They're not being forced. Let's give them that option. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, all through session I've been with reservations on this measure. In the last 24 hours, I have changed that to strong support. Mr. Speaker, three weeks ago I was talking to one of the Senators, and that Senator told me, Jo, at some point in time we have to make tough decisions today that make changes for our future, and sometimes those tough decisions could be how many dollars, or just a simple yes or no.

"So, Mr. Speaker, I think we should take it upon ourselves to move this measure forward and allow the public the opportunity to vote on this measure.

"See, Mr. Speaker, I look at my schools right now, and I hear from my teachers saying how overburdened they are with these children not being ready for kindergarten or first grade, and how much more resources our Department of Education has to expend for our teachers, our EAs and our classrooms, and how many more hours we have to spend on these children just to get them ready to learn A-B-C and 1-2-3. I think we owe it to our DOE teachers, to our school system, to our taxpayers, that we have our children prepared for elementary. This is one of those tough decisions where we're going to have to sacrifice now for our future. And this means everybody's future, Mr. Speaker.

"So all we're doing right now is voting on a measure that will allow the general public to tell us how we should proceed. So I hope we all have the courage to allow the general public to speak their mind. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, I rise in strong support. Thank you. I believe that we're transforming education in Hawaii and given that I represent a rural area of the state I can tell you I believe we're moving from the agricultural economic base way of looking at education and we're moving towards the 21st century way of educating our children. I think it's very transformational that we're actually right now talking about going out to our community saying let's look at preschool.

"Because I do believe the demands of employers, I believe what's going to happen in Hawaii, who the employers are going to be. I believe that if we're successful as a Legislature in diversifying our economy and moving us forward with what I think is going to be a new way of doing business in Hawaii and attracting different businesses to Hawaii, we have to educate our children differently.

"I believe this preschool is transformational, it is going to help our children. Given from a rural area where I grew up in Illinois, I can tell you that my grandparents and my parents did not see the value of education, because that's not what they needed to make their way in life. I've always had concerns here that a lot of people either don't see beyond high school because they see themselves working in the hotel industry, and not understanding that if they get a better education they can move beyond just maybe working at hotels and to supervision administration.

"So I think the time has come that we really make sure that our children are ready when they go into kindergarten. So I'm very excited, I think, take it out to the public, let the public have that discussion. But clearly we have to educate our kids because they're going to be generating the income and

the taxes for us so that we can have these programs for our senior citizens, our disabled community. We really have to empower our children, so I see this as a way, and I'm looking forward and I really want the public to weigh in on this. That's why I support this ConAm going out and asking the public. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, in part I see the reasons for the hardship existing in our public schools is because when they enter the school system they don't have the skill set and the knowledge that other students who had preschool under their belt have. In addition, Mr. Speaker, I believe that early education is one, if not the most, important measure that we can pass this session. Because, Mr. Speaker, a good start for our *keiki* is a great start for the future of Hawaii. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, along with some of the religious issues in regards to this and how it's going to affect religious institutions in the State of Hawaii, there are also a couple of other reasons why I'm opposed to the measure, Mr. Speaker.

"When they were going to close down Kaaawa Elementary in my community, Mr. Speaker, which is one of the best performing elementary schools in the state, the reason that they gave was that there were inadequate facilities for the school because we had portable classrooms. That was one of the standards and reasons given that we're going to shut down one of the best performing elementary schools in the state because you have inadequate facilities, because what the Department of Education gave my community and my kids were portable classrooms. That was deemed as substandard facilities for the kids and criteria's like 2/3rds of the classrooms were substandard.

"There's another reason, Mr. Speaker, and because we have these issues with our facilities which we just addressed not too long ago with the aging and inadequate facilities we're giving our kids to go to school with. It's also reflected with Kahuku High School, Mr. Speaker. Every time we get a good dose of rain, my brothers and sisters get excited because they know they don't have to go to school, because we haven't solved the flooding problem for the kids in my community. So they either have to not go to school or if they go to school they go to a school that still has inches of water on campus that sits there for days that's bacteria-infested.

"Now this is of great concern to me, Mr. Speaker, because if we're not taking care of what we already do have, how can we trust ourselves with even greater responsibility? That was the same thing that I had growing up as a farmer. If I had a dog or if I had a pet and I wasn't taking good care of that animal, my father wouldn't give me any further responsibilities.

"Given the fact that some of the schools in my community are going to be adversely affected by the lack of funding that we have and the potential, the commitment of funds that we're going to give to this new program, and we're going to lay that in solid stone when we make this constitutional amendment, Mr. Speaker. Is the flooding problem going to get solved at Kahuku High School? Are my kids going to be able to go to school when it rains? Are they going to continue to pressure to shut down Kaaawa Elementary because it has substandard facilities?

"So until these questions are answered, Mr. Speaker, I would like to see what limited resources we do have committed to first taking care of the responsibilities that we currently bear and shoulder at this time, before we expand the responsibilities to other areas, Mr. Speaker.

"As a person who received my education often in classrooms that were thatched out of coconut leaves, Mr. Speaker, I understand the value of education. I understand how important it is to give the right facilities to those who really need it. So for those reasons, Mr. Speaker, at this time I must be opposed to the measure and would like to see a pilot program before we commit ourselves full-force to this. Thank you, Mr. Speaker."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In strong support. I just want to respond to some of the comments made by the previous speaker and also remind ourselves, the bill before us is merely whether or not we should put this question before the voters. If the voters decide that this is something they believe the Legislature should do, at that point I'm sure we're going to have, whoever's in the legislature, at that time, I'm sure we're going to have a very rigorous and robust debate as to what this early learning system should look like.

"Let me just make a couple of points. Constitutional amendments, indeed the Constitution, Mr. Speaker, is not cast in stone. Indeed, it's a living document that we make changes to. So if the voters should vote for this constitutional amendment, and who knows, in subsequent years another ConAm could be put in the ballot that repeals that. That has happened before, I suspect that could happen again in the future. Once again, it's a living document.

"The concern that people have about whether or not this takes away from the public school system, Mr. Speaker, is a straw man argument. By that token, the $6 million that we appropriated to the HI Growth Initiative is taking away from the K-12 system. In fact, every General Fund appropriation that we made in this Chamber today by passing out House Bill 200 that did not go to the DOE took away money from the DOE.

"I don't like the implication that somehow, if we put money into early childhood education, a dollar in early childhood education is taking away from K-12. Far from it, Mr. Speaker. This is an investment. It's not expenditure. By all measurements, whether you look at it from an economic, financial, social or political point of view, Mr. Speaker, this is an investment in our future. Study after study after study has affirmed this.

"Now whether or not people want to vote against the constitutional amendment for their own reasons, I will respect that, but for me, I am supporting this ConAm. Have the people of the state vote on it, and I'm willing to abide by whatever they desire. Thank you, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, I was going to vote no but I think I'm going to speak in support now. Let me give you a few reasons of why I was going to vote no first. The logistics just weren't too clear about what the program will be. For example, the cost, we had a lot of questions in the Finance Committee about transportation, how many students will it serve, how would it fit that capacity. To put it quite frankly, those questions weren't adequately addressed. We had a folder put in front of us that said it had an implementation plan that was about half a page long.

"We just passed, a few hours ago, an Open Doors expansion which I thought was a good idea for the school readiness portion of the program, and we allocated $6 million for 900 students. Now that's nearly $6,700 per student. That's around $2,400 more than the weighted student formula for DOE, and at that rate, why not just add a grade. So with that, if we're spending that much just on this portion, how much are we going to end up spending on this early ed portion.

"There's a couple more points raised by HSTA, the teachers. They said for four year olds, why should we create a new program for four year olds before we're even sure that five year olds get the benefit of mandatory kindergarten. Well when you look at the numbers, there are over 95 or 97% of eligible five year olds that enroll in kindergarten. So even though it's not mandatory, they're going, and that's roughly around the same rate that the first graders attend, which is mandatory. So I don't think that distinction really makes too much of a difference.

"They noted that we need to provide adequate funding for facilities, materials and personnel in our existing public school system. Sure I agree, and that's why we put $12.9 million in weighted student formula, and a lot more for classroom materials, common course and laptops, tablets. We also put billions into infrastructure improvements. So that point I think is being met.

"So I want to go on record as supporting teachers because I do, but after hearing very, very compelling arguments from a teacher in this Body and a

Member who has a teacher as a spouse, a hardship for them is when they're a kindergarten or a third grade teacher and they have students come in who aren't prepared. This type of program makes their lives a lot easier, the lives of teachers now.

"So there's a lot of, you get torn in between those two sides. So for me it's just, if this gets on the ballot and it goes through, the only concern I have left is will it be implemented well. For that I leave it in the Administration's hands. So, in support."

Representative Brower rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. With a constitutional amendment that may further politicize this debate, and depending on how the question is written on the ballot may also lead to further confusion. I do think this is an issue, though I may be evolving on because I'm struggling with the question, if you're raising children and can't provide preschool, should the state provide preschool for you, and at what price? My concern today is, should public money go to private schools? Are we going down a very long, expensive, complicated road?"

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support, but with reservations. I too, I think this was a really difficult decision. As a former preschool teacher, I absolutely know the value of early childhood education, and I don't think we're debating that today. I think we're debating if this is the way the state should approach expanding early childhood education.

"My reservations are that I don't think we fully explored the range of options we might have and how we might expand early childhood within the public system and keep our public funds in public institutions. But I do think that it's worthwhile keeping this door open while we continue that discussion and letting the citizens decide. So for that reason I've decided to go in support with reservations."

Representative McDermott rose to respond, stating:

"Second and final time, Mr. Speaker. Still in opposition. Mr. Speaker, we have a system, a K through 12 system, where we are not up to where we need to be yet. I think everyone in this Body agrees with that. There is room for improvement.

"Mr. Speaker, I had LRB pull statistics for me, dropout rates above 20%. There are some crisis situations we have in this state, K through 12, which we should focus on first. 68% of the dropouts, you know where they go, Mr. Speaker? 68%, they go to jail. They go to jail. We've got a crisis, we've got to take care of that first. That's K through 12, and we should work on that.

"Now, Mr. Speaker, just for your point of information, I'm not just casting, criticizing, I offered a one page executive summary to the Governor's deputy chief of staff to say I want to work with you on this. Here's a pilot project I think we can work on. Addressing and targeting these areas.

"So, Mr. Speaker, we all support early education, we all want to move forward in this direction, I certainly support it. But I'd like to see religious schools included if we could do that. This language prohibits that. In fact, Mr. Speaker, the language is so restrictive that if a Catholic school wanted to offer state funded preschool, according to the Attorney General in his questioning, they could not have a cross displayed. Even if they weren't proselytizing they couldn't have a cross displayed. A nun could not teach a preschool class in her uniform, her habit, which she wears every day. I find that very problematic. That's why the Hawaii Catholic Conference is against it.

"So, the religious reason and also the K through 12, we're not there yet. So those are the reasons I'm against it. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. We cannot place a price on a child's education when, through it, they may be able to contribute ultimately infinitely more to society. I recognize this is not a perfect measure, nor a perfect program, nor a perfect design, but I think it's a step in the right direction. I think it's something that we ought to consider and allow voters to consider. So for those reasons, I'll be supporting this measure. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just wanted to point out for the Members and the folks listening in, those in the gallery. The former Majority Leader would always remind us to read the bill, and this is a very short bill, it's three pages. So we should take the time to read the bill. So on page 2, it says:

SECTION 3. The question to be printed on the ballot shall be as follows:

> "Shall the appropriation of public funds be permitted for the support or benefit of private early childhood education programs that shall not discriminate on the basis of race, religion, sex or ancestry, as provided by law?"

"As we all know, the component 'as provided by law' is commonly used in constitutional amendments to allow the legislature to come back in, review the constitutional amendment, and then enact appropriate implementing legislation. I think that needs to be understood, because I think earlier in the discussion people may have been confused on what would be printed on the ballot.

"Another thing we should look at when reviewing the bill, is that this was carefully drafted to address some of the concerns of those private providers here who may be providing some sectarian type education or services in the community. First of all, I think this bill is quite well crafted in that it limits the proceeds of public financing for these programs for, number one, not-for-profit corporations that provide early childhood education and care facilities serving the general public. And number two, not-for-profit private, nonsectarian and sectarian elementary schools, secondary schools, colleges and universities. So I think it's very clear from the language in the bill of what this bill does and does not do. Thank you, Mr. Speaker."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Thank you for the prior Representative. I did read the bill finally. I'd like to change my vote to strong reservations. I can see now that it's not-for-profit corporations, and I can support that. But I have been consistently going down on this from the beginning and I'm willing to change my vote now to send it out to the public for them to decide.

"This tears me apart because if this should pass, the expectation will be that every child will have access, and that's what really worries me, and I just hope that the Administration will be able to deal with that. Thank you, Mr. Speaker."

Speaker Souki rose to speak in support of the measure, stating:

"Mr. Speaker, I thought that I would listen to all the speeches before I begin to speak myself, but I feel compelled to speak because I ran a Head Start program for 17 years, a 3 – 5 program, and I've seen the development of the child versus one who did not have. So I know that early childhood education is extremely important.

"However, this measure that's before us, it simply states that shall the state money be available for early education for other than public schools for the private sector. So that's the essence of this bill.

"Now, as has been mentioned in the past, everybody pays taxes, the private sector and the public sector. So the private sector who pay taxes of course do have a right to share in the public coffers. But as this moves along, and I hope it will, the public should be aware that in the long term,

or in the relatively long term, it's going to be taking a lot of money. I hope the public is aware that they're going to have to cough up at some point in time. It's not a free lunch, because this is going to be a major, major program. But I believe, I sincerely believe for the benefit of the state, for the future of the state, childhood education is very necessary if we're going to progress as a state. Thank you very much."

Representative Nakashima rose to speak in opposition to the measure, stating:

"Thank you very much. In strong opposition to the constitutional amendment. Mr. Speaker, I am very concerned about the constitutional amendment, and that is not to say that I am opposed to school readiness or early childhood education. I think that those are key. All the concerns brought up about the K-12 system I think will see great improvement if we do invest in early childhood education and our youth.

"However, I am concerned about the method that we are seeking to go forward and implement this program. It's predicated on a constitutional amendment that must be approved by the voters. So that will represent several years of investment into a program that we are not certain will bear fruit.

"What I would like to see, and what I would like to suggest, is that we look at a program that will not need a constitutional amendment. Because this is very important. I applaud the Governor for bringing early childhood education to the forefront here. I think the Legislature has spent more time on this issue because of this than at any other time in history. Of course, my history is very short here in this body.

"However, I think that it is crucial that we do move forward in early childhood education, that we make the investment that the Speaker has spoken of, because it is crucial to the success of us as a people, and Hawaii as a state. With that said, however, I would like to encourage the fact that we find other methods to make this happen without being predicated on a constitutional amendment.

"Throughout the discussion, I've heard all of these scare tactics, I think of why it is we need to have this constitutional amendment. I've heard of all of the, 'we need to have this otherwise no can do this, no can do that, no can do the other thing.' What I'd like to focus on is what can we do right here and right now without the constitutional amendment, because it's too important an issue to let ride on whether or not we're going to pass a constitutional amendment.

"We should have contingencies so that regardless of what happens we continue to move forward and ensure that we invest in our *keiki*, so that when they get to the K-12 system, they will be ready for it. Thank you very much."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, if you look at the bill and you read the bill, it will give the people of this state, and especially our children, the opportunity to learn. Everybody knows, we all know, that the best time to teach our children is between the years of 0 – 3 and 3 – 5.

"I have a son who's deaf, and all of the doctors have told me the majority of the hearing and the nerve endings that the children learn is between those years. That's why getting them early in preschool is so important, Mr. Speaker, because their brains, their nerve endings, are learning all of these different things, and we need to catch them sooner than later.

"This will be one tool. We passed a bill two years ago that allowed the Administration to be in charge of the DOE, that was another tool. We're making steps in the right direction, Mr. Speaker, and I think for those reasons, this is an opportunity for our public. We talk about open, transparent, all of these buzz words, but this is what this is. We're giving the public the opportunity to vote. For those reasons, Mr. Speaker, I'm supporting this bill. Thank you."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm standing in opposition for the following reasons. I understand that it's just a question that we pose to our voters, whether they go up or down. But on the other hand, should this constitutional amendment pass, it's just as good as writing a check, because at that point in time, you can no longer defy the wish of the public.

"My concern is that I believe that there's a lifecycle here that needs to be discussed. There's a time that you're born, there's time you enjoy your babyhood, your toddlerhood, your childhood, and being a child or a grown-up. Now I kind of feel that institutionalizing a child at such an early age is robbing that person of that gift of life that was given to them, just to be a baby, to be a toddler. Learning doesn't only happen in schools or preschools or kindergarten. It can happen in your own house.

"I was talking to a grandma, a fellow grandma in Ewa Beach, who said it's really horrible to just awaken those children so early. It's so horrible for the parent to wake up those children to go to school to be routinized this early. So that's my concern. I think that we need to preserve the quality of life of our children as well, and a classroom is not the only place that they can learn.

"Secondly, the growing unfunded mandate of the state, and as I understand it's in the billions and it's growing, Mr. Speaker. Yes, the economy is better now. What happens when the economy drops? Are we going to raise taxes, are they going to close programs? What shall we do then? So I think that, considering the other things that are going on in this state right now, I think that we should not proceed with this measure. Thank you, Mr. Speaker."

Representative Woodson rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I stand in support with reservations. My reservations, Mr. Speaker, are because I'm concerned about the potential implementation, if in fact it comes to fruition.

"I'm in support because, of course, we support our teachers. Of course, we need to do that. But also, we support our teachers because we support our kids. My daughter, my oldest, she went to school with the President's niece, we had money to do that. My youngest son, he went to school at Head Start, because I realized that it was important for my kid to get an education, an early start, and now he's succeeding. He's doing well, he's excelling. So I stand in support of this with reservations. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Second time, still in opposition. Mr. Speaker, one of our previous speakers said that it is a straw man argument to say that spending money on this will take away resources from our K through 12, Mr. Speaker, and that is correct. I mean, that's some of the decisions that we make here, because every dollar we spend on one program we are not dedicating to another program. Mr. Speaker, I sat through and I listened to the hearings in regard to this and I wasn't confident of the boots on the ground knowing how to carry this mission forward.

"I understand the question that's here, and I'm sure if we pose this question to my community, the question of whether we support early childhood education, Mr. Speaker, really isn't the point. We all agree that early childhood education will be a good thing. But if you put on here, Mr. Speaker, because this program over the next number of years is going to cost hundreds of millions of dollars. Now if you ask my community, should we support this and not spend the money on taking care of the facility needs that we have with Kahuku High School and the other elementary schools we have in the district, I'm sure the answer will be different.

"Mr. Speaker, I would appreciate if we could allow the opportunity, given the nature of this question. I would like to take this back to my community and talk to them about it. I could come back in another session and have a different answer. But I believe, given the needs that my

community talks to me about the most, are the current needs with the inadequacies of what we currently have before us and not being able to take care of what we currently we have, Mr. Speaker, before venturing into something now."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. The argument that somehow this is going to detract from what's happening later in the educational system I think is a red herring, and the reason is because, if we had good early childhood education, we wouldn't have as many problems later, farther down the road. When you look at a situation of limited resources, the place to spend the resources is very early in the child's life, not waiting until they're 16 and the course of their life is largely set already. If we're just looking at assignment of scarce resources, the place to put it is early childhood. *Mahalo*."

Representative Ing rose to respond, stating:

"Second time, still in support. I'd be remiss if I didn't thank the hard work that the Chair and Vice Chair of Education have done pushing this issue forward, and also the Senate Chair who's in the gallery right now. I'd like to apologize for giving you guys a hard time throughout this session regarding this issue.

"When I take a step back and look at the bigger picture, I realize why I need to be in support. I ran for office, and not to try to take the status quo away. I was also thinking, we can just vote no on this, when there's less pressure, maybe next year there'll be less, maybe more, but we can always wait, push it down the road. But that's the exact thing that I didn't want to be sucked into when I ran for office. If there's something that needs to be tweaked with implementation, I'll be here. I'll be here 20 years from now to tweak it if there's something wrong. Probably 50, who knows. That's like my whole thing, for Maui's future, for Hawaii's future.

"So when I try to look at the bigger picture, I'm like, 'Kaniela how can you be thinking the way you were?' So *mahalo* for your efforts, and in support."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I'd like to express my admiration for several people who have taken the Floor who have shown that they have both wisdom and political courage. People who were wavering, walking the line between yes or no, and have come down on what I consider to be the wiser choice, in support of this item.

"When we are elected to office, we are not given a crystal ball. Sometimes we don't know all of the facts. Sometimes the facts are conflicting. Sometimes the experts, the researchers, the analysts, present studies that both support and oppose a particular position.

"On this item, we have had people in public, in committee and on this Floor, say things that I believe are factually incorrect. One of them is that Head Start is a failure. There are studies on both sides about Head Start, but I recently read an article saying that opponents of Head Start cherry pick the studies that are in their favor. Indeed, what has happened over the last few decades is that there has grown, particularly in Washington D.C., a whole cadre of very partisan research organizations, well paid, learned men, who somehow come down on the side of where their paychecks come from.

"So I would like to assure everyone that on the substance of issues, such as this, there is very good, solid research to say that, whether it's called childcare, early education, preschool, there are great benefits in having young people go to school early.

"In terms of the issue of political courage. Sometimes we can't know everything, and we never can. But in that process, we have to admit if we don't know everything, perhaps we should change our minds or we could change our minds. Changing minds for politicians is a tough thing, and I would commend those who have made that tough choice and come down on the side of what I would call wisdom. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. I just want to simply say, let the people decide and let us vote. Thank you."

Representative Ichiyama rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ichiyama's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong support of this bill. I believe that allowing the people of Hawaii to vote on whether public funds may be used for private preschools as a part of a statewide early childhood education program is a critical step in the right direction.

"The research and statistics overwhelmingly support an investment in early childhood education. Our children deserve the best opportunities for success, and essential to that success is a solid foundation for lifelong learning.

"Many of the critics of this bill claim that we are taking money away from the public K-12 school system. I respectfully disagree. I would direct them to the state budget, where this year we increased funding for the weighted student formula and invested in a one-to-one electronic device to student ratio. Giving students from low-income families the opportunity to attend preschool will only increase their chances of success in the K-12 school system and help our public schools overall.

"I commend the hard work of the Education Chair and Vice-Chair on this bill and I will continue to support their efforts to bring Hawaii into the twenty-first century with early childhood education.

"Thank you very much, Mr. Speaker."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Since you asked for comments in support or opposition, my vote would be a 'with reservations,' and please let me explain why. I commend the Governor for taking the leadership role on this, and I commend both Chairs of the House and Senate Education Committee. Actually, because of their input and openness as this measure moves forward, my opposition has moved to with great hope and support with some concerns regarding the potential impacts of who and when determines which kids are part of the program, which kids don't make it, which communities may have these programs available in robust fashions and which do not.

"I understand, I've met with the Chair of the House Education Committee and we've had some discussions on the issue of vouchers, as well as he and I have had a number of talks regarding Attorney General opinions. You get 10 attorneys in a room, you have 12 opinions. So with that notion, Mr. Speaker, as this measure moves forward, I commend their efforts to help the children, but, again, my reservations is making sure that we're able to help all children, and we don't have to choose between which children are helped and which ones are left behind. Thank you."

Representative Onishi rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition, and I'd like to have the words of the Representative from Hamakua added as if they were my own with the following addition.

"I am not ready to vote on the authorization of this constitutional amendment because many of my questions that I brought up during this session have not been fully answered. As the Representative from Laie has said, I would feel more comfortable given time to vet this question to the

people of my district. Being a new legislator, this is an issue that is very, very important, but I feel has had no discussion within my community. It is my job to represent them, and at this time I don't feel that I should be putting this question to them without all of the information that they would probably need to make an educated decision. Thank you."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker, can I just request written comments in opposition, and I just wanted to really quickly say, I think I have an easier decision to make today than most people here because I've only heard negative things from my district. I've only gotten about five letters in support and everybody else is against it. The reason why is because both the public school teachers, for the reasons we heard today, are against it, and then the private schools that are unsure whether or not they'll be able to receive the money.

"My concern now is just that if we're still so unsure, and all of these people are voting with reservations, and perhaps it's just sort of me being a naïve freshman, but I feel like we're changing the constitution here, so if we're not sure, then I think it should be a 'no' right now. So that's why right now I am a 'no.' I do agree that we do need to move forward with early childhood education in some way, and that's why I voted for school readiness, but it's not the time for this right now.

"We're moving too quickly and I think we do need more time to vet this with our communities better, so people fully understand what's going on, so that we fully understand what's going on, before we vote to change the constitution. Thank you."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 1084, SD1, HD1, CD1. I've received many calls and emails from my constituents in opposition to this measure. Like my constituents who voiced their opposition, I recognize the importance of early childhood education and increasing access to it, but I believe it should be done in the right way. One good effort that we've made toward making preschool more available was appropriating funds for the Preschool Open Doors program, which would help to make preschool accessible to more families, particularly those with low incomes. This program is already in existence and working well. I believe early childhood education is very important and increasing access to a good education is a way to promote upward mobility and equal opportunity if done correctly. But I am not yet confident that the early childhood program proposed will be implemented properly.

"One of my major concerns is that the Hawaii State Teachers Association and many of our religious preschools – who make up a significant percentage of the private early childhood programs in our state – were not adequately consulted on this constitutional amendment or the program that it could create. We cannot implement meaningful reform by disenfranchising the existing educators that work so hard to teach our *keiki*. This measure would do just that.

"By rushing this measure without consulting all stakeholders, I am very concerned that the programs enabled by this constitutional amendment will not achieve their purpose, and therefore, they would not be in the best interest of our *keiki*. While there is ample evidence that early childhood education is vital to a child's growth, most of the evidence hinges on those children receiving a quality education. The oft-cited HighScope Perry Preschool study showed that a preschool program can work. Three- and four-year-olds from low-income families who participated in the HighScope Perry Preschool program were tracked over four decades. The study found that they were more likely to graduate from high school, more likely to hold a job, had higher earnings and committed fewer crimes than children that didn't go through a comparable program. HighScope's president said that 'These findings can be expected of any Head Start, state preschool, or child care program similar to the program HighScope coordinated and then studied. Our teachers were well-qualified, they served no more than eight children from low-income families at a time, they visited these families as part of the program to discuss their child's development, and the classes operated daily for children three and four years old.'

"Unfortunately, this program is not the program that's been presented to the Legislature. After numerous legislative hearings, the details of the program are still unclear, and we cannot be sure that this vote will lead to a meaningful and quality educational program. We need to remember that doing this poorly would be costly for the state and our *keiki*. Other states that have acted to create state-funded early childhood programs like this one are already learning that lesson. There are 40 states with similar programs in place and 27 of them are experiencing funding problems. Consequently, many of them haven't been able to provide a high-quality program and have missed their educational benchmarks.

"Of course, proponents of this measure would argue that we're just giving people a chance to vote on whether or not they think we should give state funds to these programs. However, I believe that our constituents expect us to have fully vetted an idea when we vote to put it on the ballot. Mr. Speaker, from the abundance of votes today with reservations, I think it is clear that we have not achieved a clear understanding of the potential effects of this measure. If we are going to move to amend the constitution, I do not think we should do so with reservation. We need to be confident that we are doing the right thing, and Mr. Speaker, we're clearly not.

"In conclusion, Mr. Speaker, I cannot support this measure because I do not believe that it is in the best interest of our *keiki* despite the arguments made to the contrary. This Legislature chose to act against the best interest of our 4-year-olds last year when they eliminated Junior Kindergarten and forced thousands of kids to be without a place to go to school. This action forced us to make a rushed decision today when we should be considering education reform more methodically and with all stakeholders, including our public school teachers and our religious educational institutions, at the table. Because we can take care of our displaced 4-year-olds through the expanded Preschool Open Doors program, which I support, I proposed that we hold this measure until it's been more thoroughly reviewed. If we're going to do this, we need to do it right. We can't afford not to. But, at this point, we're not in a position to responsibly bring this question to our communities and give them the assurance that it will correctly. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I was not going to speak on this particular issue, but I am going to speak in opposition. I'm called to speak in opposition given that the Representative from Downtown Chinatown said, if we had a good program, this is the best thing since sliced bread. I totally agree with you 100%.

"My difficulty, Mr. Speaker, is I'm not convinced that we can do better in preschool than we're doing with our present school system. We've had 50 years of preschool with Head Start, 50 years and $80 billion, and yet regardless of the political persuasion, we still have equivocation of whether it works or doesn't work. If you've got 50 years and $80 billion, by golly, you better know something works or doesn't work, or you're just doing, as they say, the definition of insanity is repeating the same thing over and over and expecting different outcomes.

"Mr. Speaker, my daughter went in Washington D.C. to preschool. She got a lot of colds and learned how to swear at 4 1/2 years old. It was good in terms of socialization, but again, I go back to, as I spoke earlier about the school readiness program, the science of early education is very clear. It is the best thing that we can give to our children. However, the highest correlation with student achievement is parental involvement. If you don't get the families involved, it's not going to work.

"The Representative, I believe, from Mililani said, if we have those selected in and the others selected out, i.e. dysfunctional families, those who have the drop outs where 68% drop out and get into prison, then what have we done? We've become a middle class babysitter for the people of Hawaii who can already afford it or they're already leading and breathing education into their children.

"So, Mr. Speaker, this is the easiest program to do poorly, and if we're going to do it, we've got to do it well. Right now I don't think we've vetted this enough to know that we know what we're doing rather than putting all this money on the line to say, yeah we know what we're going to do, we're going to do it well. So, again back to what the speaker from Downtown Chinatown said, if we have a good program, let's go for it. Right now I don't think we've got a good program yet. Thank you."

Representative Har rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. May I call for the question?"

At this time, Representative Har called for the previous question.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1084, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS," passed Final Reading by a vote of 37 ayes to 14 noes, with Representatives Brower, Cabanilla, Cheape, Fale, Fukumoto, Hanohano, Ito, Johanson, McDermott, McKelvey, Nakashima, Onishi, Takai and Ward voting no.

At 6:21 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 1084, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 7 and S.B. No. 507, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 507, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Final Reading by a vote of 34 ayes to 17 noes, with Representatives Aquino, Cheape, Coffman, Cullen, Fale, Fukumoto, Har, Ito, Johanson, Kawakami, Lowen, Morikawa, Ohno, Takai, Tokioka, Wooley and Yamane voting no.

At 6:22 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 507, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 12 and S.B. No. 1207, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1207, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to speak against the measure. Thank you. Mr. Speaker, I had a very long speech, and I had colleagues that were going to give me their three minute or five minutes time. It's a late night, I don't want to do that. I think people's minds are made up. I would just like to say a couple of things.

"The Department of Transportation consistently comes to this Body asking for exemptions from our environmental and land use laws. I think it's time that they stop. I think it's time that we change the culture in the Department of Transportation, get them to comply with the law, go to the Environmental Council to ask for the categorical exemptions, which they could get, and stop doing what they are doing with this bill.

"This bill conflicts with our constitutional protection for Hawaiian rights. We protect those rights in the constitution and this bill tries to trump that constitutional protection. It's a lawsuit in the making, and whoever brings the lawsuit on behalf of Hawaiian cultural rights will prevail, and I think it will just, in essence, ultimately cost the state more money.

"I would like to ask that my full remarks be placed in the Journal, Mr. Speaker, and I would hope that I would have a smattering of Members in your caucus that would join me with a no vote, saying that we believe that the Department of Transportation should comply with the law and that the protections that are there are to protect Hawaiian rights, and to protect the public's access rights, and a myriad of others that will not be protected if this bill becomes law. But I guess that the other point of that is, that in the event the bill does become law, there'll be a lawsuit and then the bill will be struck down. Thank you."

Representative Thielen's written remarks are as follows:

"Mr. Speaker, I am speaking on Senate Bill 1207 and its conflict with the Hawaii State Constitution.

"Senate Bill 1207 seeks to exempt the Department of Transportation, Harbors Division, from the permit and site plan approval requirements established for lands within conservation districts (e.g. exempting state commercial harbor projects from the Hawaii Environmental Policy Act [HEPA] and the DLNR's Conservation District Use Application).

"According to Hawaiian case law, the Hawaii State Constitution, Article XII, Section 7 creates an obligation for the State of Hawaii to protect native Hawaiian traditional and customary rights. DLNR's Conservation District Use Application, from which the DOT Harbors Division would be exempt, requires an applicant to identify cultural, historical and natural resources that are important for exercising native Hawaiian traditional and customary rights, and determine how they will be affected or impaired by the proposed action. Since SB 1207 creates exemptions from permit and site plan approval requirements for lands within a conservation district, and these exemptions lead the DOT and other regulatory bodies to neglect to include impacts on native Hawaiian traditional and customary rights, any native Hawaiian who lives in or near the district may have standing to sue or, at the very least, enjoin the action. It is unclear why the Legislature would seek to provide an exemption from DLNR's Conservation District Use Application requirements (along with other state laws) since the DOT would be acting illegally if it failed to fulfill these requirements under current case law interpreting the Hawaii State Constitution.

"Any project that affects the navigable waters of the United States, whether it is a federal, state, or private project, must obtain a U.S. Army Corps of Engineers (USACE) permit. A state harbor improvement project would fall under this category and, although it would be exempt from the NEPA review process and state HEPA process (at least if SB 1207 is passed), it would still need USACE permits.

"While a state harbor project would probably require a permit by the USACE under the Rivers and Harbors Act of 1899 (Section 10), it would most certainly require a permit under the Federal Water Pollution Control Act, or 'Clean Water Act' (Section 404). There are three types of permits issued by the USACE under Section 404: National, Regional, and Individual. A state harbor project would almost certainly require an individual permit, as national and regional permits are usually issued for categorical actions that are expected to have little to no impact on the environment.

"Of the numerous factors the USACE takes into consideration when issuing an individual permit (Section 404(b)(1) Guidelines), NONE explicitly review the impact on native Hawaiian traditional and customary rights. There is simply a period of time for the public to submit comments about the project, followed by a review and response to the comments, and finally a public interest review is conducted. Once again, nothing in the Section 404(b)(1) guidelines explicitly covers native Hawaiian traditional and customary rights.

"If the Legislature enacted SB 1207, the following state laws and regulations would be bypassed:

- HAR § 13-5-31(a)(8) – Shoreline certification – (considering whether the proposed action would affect public shoreline access rights).

- HAR § 13-5-31(a)(1) – Requiring a draft or final environmental assessment (EA) or Environmental Impact Statement (EIS) in accordance with HRS 343 (HEPA).

- DLNR's Conservation District Use Application – (Providing the identity and scope of 'valued cultural, historical and natural resources' in which traditional and customary native Hawaiian rights are exercised in the area, and identifying the extent to which those resources, including traditional and customary native Hawaiian rights, will be affected or impaired by the proposed action). This regulation implements the requirements of the Constitution.

"By enacting SB 1207, the state would be enacting a statute that is in direct conflict with the Hawaii State Constitution. Native Hawaiian traditional and customary rights are enshrined in the Hawaii State Constitution under Article XII, Section 7:

TRADITIONAL AND CUSTOMARY RIGHTS

The State reaffirms and shall protect all rights, customarily and traditionally exercised for subsistence, cultural and religious purposes and possessed by ahupua'a tenants who are descendants of native Hawaiians who inhabited the Hawaiian Islands prior to 1778, subject to the right of the State to regulate such rights.

"Numerous court cases have addressed agencies' neglect in reviewing impacts of an action on Native Hawaiian customary and traditional rights. The Hawaii Supreme Court concluded that '[t]he State and its agencies are obligated to protect the reasonable exercise of customarily and traditionally exercised rights of Hawaiians to the extent feasible.' (see Public Access Shoreline Hawai'i v. Hawai'i County Planning Commission, 79 Hawai'i at 450 n.43, 903 P.2d at 1271 n.43 [1995]).

"In Ka Pa'akai O Ka'aina v. Land Use Commission (LUC) (94 Hawai'i 31, 7 P.3d 1068 [2000]), the Court, while discussing the Constitutional and statutory obligations of the LUC, prescribed a three-prong analytical framework to 'effectuate the State's obligation to protect native Hawaiian customary and traditional practices while reasonably accommodating competing private interests….' Ka Pa'akai O Ka'aina, *supra*, at 1083-84. Presumably, this three-prong analysis would apply to all state agencies and actions, regardless of their supposed exemptions. The state agency must – at a minimum – make specific findings and conclusions regarding:

1)'The identity and scope of 'valued cultural, historical, or natural resources' in the petition area, including the extent to which traditional and customary native Hawaiian rights are exercised in the petition area;

2)The extent to which those resources – including traditional and customary native Hawaiian rights – will be affected or impaired by the proposed action; and

3)The feasible action, if any, to be taken by the [agency] to reasonably protect native Hawaiian rights if they are found to exist.' (Id. at 1084).

"If SB 1207 is enacted, the DOT will not be statutorily required to make findings and conclusions based on the court-mandated three-prong analysis, as they normally would under the conservation district permit process. By exempting the DOT from the conservation district permit requirements, SB 1207 would be in direct conflict with Constitutional safeguards that protect native Hawaiian traditional and customary rights.

"As Legislators, we take an oath to uphold the Constitution of the State of Hawaii. Therefore, we cannot pass laws that would exempt development projects from assessing impacts on native Hawaiian traditional and customary practices − assessments that are mandated by the Constitution of the State of Hawaii."

Representative Wooley rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, and in the interest of the hour I will submit comments in writing, if that's alright. I just want to echo the comments of the previous speaker. It does seem every year we have multiple requests from one agency, a special funded agency that has very little oversight as a result, Department of Transportation. This is just one more example where they do not want to be regulated. This has been an ongoing problem. It's been such a problem that the Environmental Protection Agency has had to sue the Department of Transportation to get them to comply. So, Members, please take a look at this and I encourage you to vote no. *Mahalo*."

Representative Wooley's written remarks are as follows:

"The Department of Transportation, DOT, is the agency that can't stop crying wolf, every single year, no matter who is in charge or what fiscal or physical challenges lay ahead for the people of Hawaii. After a decade of the same refrain, I believe it is the legislature's obligation to stop believing this agency every time they cry 'WOLF!'

"First, let me emphasize the DOT tragedy for all of us: the Department of Transportation is a special fund -- ONE very big special fund, essentially. No general funds are involved in the state DOT. That means the legislature has almost no impact, no ability to balance this Executive Branch agency, headed by the governor-who-happens-to-be, in contrast to all other agencies.

"Each governor, in our three-branch system, relies heavily on the staff and agency leaders to set state government priorities, each and every year. For each governor since I can remember, the state Department of Transportation identified environmental exemptions and costs as the top priority or challenge. And every year at the legislature, we hear the cries of this agency, claiming we are on the brink of disaster because of burdensome regulation.

"The truth is the only burden DOT faces is of its own creation -- the bureaucracy and theatrics of a philosophy that died everywhere else but here. Making an effort to try to identify risks and impacts on Hawaii's environmental resources, our precious coastal areas, for example, is not an option to be waived. Rather, it is part of the process when making big changes in a sensitive environment. It doesn't mean projects don't move forward. It doesn't cause delay and it doesn't prohibit appropriate exemptions. It means projects move forward in special places only after certain precautions and notifications have been made.

"DOT can do what needs to be done without this bill, and they can do it the right way without any additional cost to the taxpayer, or delay. In fact, it will cost all of us less, a lot less, in the long run.

"Instead of following procedures set up to protect sensitive coastal areas, DOT wants special treatment, privacy, and new exemptions so it doesn't need to bother with any environmental or procedural requirements. As usual, DOT has asked for less oversight and more exemptions, meaning more power to spend their dollars, or rather, our dollars, on transportation contracts and projects, of their unchecked choice.

"After all their failures, policymakers should be ashamed of themselves for listening to this agency once again, asking for exemptions. Each time they argue it's going to save time, but the truth is, it will take us more time. If this bill becomes law, I bet it will be litigated. If not litigated, actions will be taken that will be later regretted and taxpayers will end up paying more and getting less.

"If there is anyone who is a fan of Lowell Kalapa, then they should know this agency is a set up for wasted taxpayer dollars, lack of accountability, and inevitable corruption.

"That is not to say special funds are not necessary or useful in modern-day democracies, but as policymakers, we must always remember special funds are potentially problematic and must be kept in check to detect impropriety.

"In summary, let me shift from negativity, to the positive. 'It can't be done, unless A & B & C' is a refrain I have heard from one agency, over and over again, and it reflects a culture of negativity that is stuck in the past. What agency would you think of that might say just 'It can't be done,

unless A & B & C?' None other than the state Department of Transportation, looking for an exemption. This can change and we, the state legislature, need to come back and address this problem before we have another fiscal or environmental disaster."

Representative Ing rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I had a Floor Amendment prepared earlier today but unfortunately the Senate couldn't get concurrence on their side to move it forward so I didn't bring it because I didn't necessarily want the bill to die. I just wanted to better reflect DOT's expressed intent. They indicated in their testimony that they wanted to be more narrowly focused on existing harbors, yet this bill has no mention of the word 'existing,' it just says on submerged lands of commercial harbors.

"Also, the Legislature needs to be very careful about exemptions that are too broad, especially now after we repealed the PLDC. I think we need to stay above board at least, or give out the perception especially that we are. It is possible to accomplish the purpose of this bill with a much more specific exemption. So, maybe next year we can revisit the language and tighten it up a bit through the interim. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1207, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading by a vote of 38 ayes to 13 noes, with Representatives Carroll, Cheape, Fukumoto, Ing, Johanson, Lee, Lowen, Morikawa, Oshiro, Rhoads, Thielen, Ward and Wooley voting no.

At 6:28 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 1207, HD 2, CD 1

Conf. Com. Rep. No. 39 and S.B. No. 1214, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1214, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I've been so confused with all the information going on about this thing I don't know what to make of this measure right now, so I think that's the best vote I can make under the circumstances. Thank you very much."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition on this measure. This seems to be a turf battle between towing companies and the boot guy. There's got to be a better way than to put these guys out of business.

"I read the bill, I read the language. If someone's parked in my driveway, my driveway, and I wanted to put a boot on that vehicle, and they're not supposed to be there, I can't do it. There's got to be a better way for private landowners who have a parking lot and want to penalize people who are not supposed to be there, maybe some more regulation. I mean, this is what gives Hawaii a bad name when it comes to overregulation.

"We're going to put 13 families out of business, 13 Palolo boys out of business, Mr. Speaker. The kids who do this work remind me a lot of my sons. Young, in their 20's, got a lot of brawn, and they're trying to do the best they can to make it through life.

"I've had my car towed, I've never had my car booted. It's no fun, these guys, neither of these groups are popular with our constituents. Tow guys aren't popular, the boot guys aren't popular. There's got to be a better way to find a middle ground. There's got to be a better way. If there are abuses taking place, it seems to me that we're rather sloppy in addressing that, and just saying well, throw the baby out with the bathwater. There's got to be a better way, and I don't think we found that better way in this measure.

"We're going to put people out of work today, and I feel bad about that. We're going to put people out of work today. Yeah, it's unpopular what they do. Other things are unpopular as well. But we're going to put them out of work, and I don't feel good about that.

"If there are abuses, we should have in the last week or so figured out some sort of regulatory framework to address that. It's not that hard, I could come up with one in an hour in my office, trust me. But we didn't, we just said, we're going to put you out of business.

"But we did make it available to the counties, if they want to go around and if the county decides to boot people. If you've ever been on the Discovery Channel, they've got the show 'Philadelphia Cops' or whatever, they drive around looking for people who have, just checking them out, if they have expired tickets, they boot them. Now we're going to open the door to that for the counties to raise money, but we're going to put the private guy out of business. Those families who are depending on paychecks to survive, we're going to take their livelihood away. I don't feel good about that at all. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. The words of the Representative from Ewa are right on. We're just going to take away the livelihood of 13 guys right here, tonight. Just take it away without working with them, without talking, discussing what can we do. These guys put food on the table and pay their rent with this job. I can't believe it, tonight we're just going to take it away from them, if this measure passes.

"These are guys who are struggling to make a living, just like everybody else. They're just trying to get by. And with the swoop of the Legislature's hand, we're going to take away the way they make a living. Maybe unpopular, maybe we don't like it, should we do that?

"Mr. Speaker, I think there should be at least more discussion before we're going take away the means that these guys are putting food on their families' table, Mr. Speaker. I think this is a very bad way to go about doing this and I think there's definitely a better way to do it."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition with a couple of brief comments. Nobody likes tax collectors, but we don't outlaw tax collecting, somebody's got to do it. I don't think anybody really likes to get their car towed, they don't like booters, they don't like towers, but it's got to be done. What we've done, instead of regulating the industry, we've chopped it off at its knees. We basically said, you can't do it.

"Let me back up a little bit. We didn't ban it, we just said if you do it, we're going to charge you $100. If you read the bill it says, anybody who does this, and they shouldn't do it, but if they do it, we're going to charge you $100.

"From my reading of this bill and a little bit of research, booting can go from $75, $200, $300, so in a way the unintended consequences, and I spoke fondly of entrepreneurship earlier, there may be an entrepreneurial few out there, that the price of booting may just go up, and they pay the $100 and they still make money on it. So we may be punishing our constituents by raising the cost of booting.

"At the same time, I know there's a substantial amount of income that the University of Hawaii gains by booting, and you know this Body and the Senate is not very fond of giving the University a lot of money, particularly at this particular juncture. But if we take this bill and pass it, they can't do booting anymore, and then they're going to come to us and ask for more money.

"So my point, Mr. Speaker, is that we've taken this and said one big broad brushstroke does it all, we'll just ban it, and it'll all take care of itself. I think there's going to be a lot of unintended consequences. I would say,

not prophetically, but I know for sure, this thing is going to be on the Floor next year. It's going to be refined, it's going to be where all the horror stories about so and so and whatever happened, because I don't think it's going to go away.

"This is a technology, this is a way of what otherwise driveways and other people had never had the chance to really get parking enforced, and on a small island with over a million cars, this is going to continue to be a problem. So, Mr. Speaker, this is not a good way of approaching solid policy. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1214, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading by a vote of 39 ayes to 12 noes, with Representatives Belatti, Cheape, Choy, Evans, Fale, Hanohano, Johanson, Jordan, McDermott, Thielen, Ward and Wooley voting no.

At 6:37 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 1214, SD 1, HD 2, CD 1

Conf. Com. Rep. No. 76 and S.B. No. 535, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 535, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Final Reading by a vote of 45 ayes to 6 noes, with Representatives Fale, Fukumoto, Har, Ito, Jordan and McDermott voting no.

At 6:38 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 535, SD 1, HD 2, CD 1

Conf. Com. Rep. No. 130 and S.B. No. 946, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.B. No. 946, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RESOLVING THE UNFUNDED LIABILITIES OF THE STATE AND THE COUNTIES," passed Final Reading by a vote of 27 ayes to 24 noes, with Representatives Aquino, Carroll, Cheape, Choy, Cullen, Fale, Fukumoto, Har, Ichiyama, Ito, Johanson, Jordan, Kawakami, Lowen, Morikawa, Say, Takayama, Thielen, Tokioka, Tsuji, Ward, Wooley, Yamane and Yamashita voting no.

At 6:40 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 946, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 144 and H.B. No. 546, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and H.B. No. 546, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Final Reading by a vote of 51 ayes.

At 6:41 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 546, HD 2, SD 2, CD 1

Conf. Com. Rep. No. 180 and H.B. No. 726, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 726, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mr. Speaker, I earlier said that we have the possibility of becoming the space exploration center of the world on the Big Island. This equally is so for the movie industry. We have an environment second to none, and with these incentives, the ratcheting up of the cap and the amount of offsetting of the cost of doing movies here, I think we are very competitive.

"This is an excellent bill, and it has the potential of being a world leader. From that I know that there are those who have a little bit of reservation on tax credits, but this is basically priming the pump to, again, to diversify, to get us away just from tourism, and get onto other high paying, other non-visitor industry businesses. Thank you, Mr. Speaker."

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I wanted to be clear, Mr. Speaker. As you know, and many Members of this Body, I've always supported the film industry. I understand the multiplier effect. If you do the research and you look at all the data, the fact is that the film studios go where the tax credits are.

"So when we first enacted, promulgated Act 88, I was always in support of that tax credit. 15% on Oahu, 20% on the neighbor islands. My concern now is this is a major policy shift. We are in fact increasing that film tax credit, 5% on Oahu and 5% on the neighbor islands. What does that mean to our General Fund? Every time we give a tax credit, that is revenue lost. That is a subsidy that we are giving to a corporation, to these film studios.

"For me personally, Mr. Speaker, in the wake of the other pressing issues, particularly early education initiatives, the School Readiness Program, I already mentioned the fact that only $6 million was appropriated. I still believe that $8.2 million should have been appropriated, that would have done the right thing for that group that now will no longer have junior kindergarten because of this Legislature phasing out junior kindergarten. So I still believe strongly that this is a corporate subsidy, and when you temper that against the other pressing needs in our state, I must respectfully vote no on this bill. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I too, as the previous speaker, have grave concerns on raising these percentages and extending the time period. When we are here, we are just barely creeping out of serious debt, and here we are giving away more credits on the backs of taxpayers, and I don't think that's wise to do.

"The numbers that were provided to us would be about $17 million a year. I don't think that's accurate. In the original testimony, it went up to almost $50 million a year. So when I have that disparity between $17 and $50 million a year, I have grave concerns. We just voted out a measure earlier today to allow an extension for our contributions and itemized deductions for individuals. That's going to cost us $12 million every year. Now we're allowing anywhere between $15 and another $50 million.

"We're not able to compete with those other states that go all the way up to a 40% credit. We should stop kidding ourselves. If this previous credit didn't work at 15%, why give them another 5% bonus. That's why I'm voting in opposition, Mr. Speaker. Thank you."

Representative Yamashita rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations. I was debating whether to vote no or with reservations, and I'm voting with reservations

because this measure does have a sunset, so I'll give it a shot, see what happens.

"My concern is that I remember nine years ago when I was a new legislator in this body, Act 88 was proposed, and the film industry came to us and said 15% and 20%, that's all we'll ever need. That's all we'll ever need, no more. Now they're coming for 5% and 5%.

"Mr. Speaker, over the past year and a half, I sat on a national committee to look at best practices for economic development. There were states that were headed by majority leader from Kansas. New York was there, California was there, Washington, Idaho and many other states, and we were talking about what were the best practices for economic development. The conversation kind of went where, how do we stop competing against each other. In the end, in other states it is manufacturing, they compete, they give manufacturing companies incentives to come to their state, and I said, well we don't have that in Hawaii.

"So the only thing I could talk to them about was the film credit, because that's what we all have in common. We were all kind of talking about how were competing against each other and just going to the highest bidder. In the end, it's only the industry that is the winner. So I just caution this body, and again I'm supporting this because there is a sunset, that at the end of the sunset, they don't come to us again and ask us for another 5% and 5% or something else. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. In the Conference Committee Report, it says that they're requiring the Department of Business and Economic Development and Tourism to submit an annual report to the Legislature with a cost benefit analysis of the motion picture, digital media and film production income tax credit.

"I think as long as, if these numbers come back and we're actually netting on the positive side, like we do with the Pro Bowl, then I think it's something worthwhile. As long as it makes economic sense, and if we just emphasize making our policy based on good reports like this one, I think it's something worthy of pursuit and if it doesn't, then we should let it sunset."

Representative Tsuji rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Thank you. When it comes to tax credits and giving out the funding as far as the Legislature of the state is concerned, there is always a degree of apprehension. But this 5% and 5% increase in tax credits from 15% to 20%, from 20% to 25%, they are restrictive covenants, they are protected covenants.

"There is a maximum that you can claim, the aggregate is $15 million. There's also an additional protective covenant. The expiration date has been reduced by four years to make sure that we can review our financial status here, and if we are doing this in an economically fiscal manner.

"The beneficiaries have a great responsibility, along with the Department of Economic and Business Development. The responsibility is the reporting procedure that must be provided to DBEDT. It can be extensive, yes, but the bottom line of this reporting system means whether they qualify for the tax credit through the Department of Taxation. Also, the benefits that they have received and they have reaped from our state, the report will come to the Legislative Body.

"Yes, infrastructure creation is very, very expensive, and sometimes we don't have the return for our investment. But remember, Hawaii is not different, Mr. Speaker, Hawaii is unique and we have a majority of the infrastructure, our natural resources, that the State of Hawaii can offer that the rest of the world cannot offer. Yet we are competing with the rest of the states in this very lucrative media of economic viability. Thank you very much."

Representative Cheape rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support, and just a few brief comments. I'd like to offer a little different perspective. I actually graduated from the film school at the University of Hawaii, the Academy for Creative Media, so I was able to have a different insight on what these tax credits could bring to the people here in Hawaii.

"The creation of jobs is so important. Often it's not just the set design, or the camera crew, or the grips, or the extras which you normally think about, but when these films come in, they stay in hotels, there are truck drivers, and they go to local restaurants.

"This does not only just benefit the film industry, it benefits all of Hawaii. I just wanted to give a little different insight to what this tax credit could do for our state. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. I would like the words of the Chair of Economic Development entered into the record as if they were my own, and just a brief few couple of comments here. Thank you very much.

"The Chair of Economic Development really hit the nail on the head, but here's the other thing too to remember, when film productions come to town, when they pencil out a project, they have to spend every single penny, Mr. Speaker. It's not like other companies who come here, say we'll invest a little, see how it goes, see how the environment is and we'll pull back. We commit to a picture here in Hawaii, we have to do the entire spend here.

"Case in point, real life, there was a production here in town. They were coming up the end of their budget, they had to spend. So they went out to every small business in the area and bought up all the fast food that was available to basically be able to feed the cast and crew and extras, all of them were locals, because they knew they had to spend the money, and they also knew that they had to feed people in production lines.

"So, this cuts across the economic sectors, trucking companies, hotels. Visitor industry is our cash cow, right? They bring in all of these people who stay in the hotels, pay TAT and GET to help support our economy and grow it. Plus, the free publicity that we get from the films when they show all over the world and on DVD and then are re-streamed over the Internet. I mean, how many millions is this Body putting towards marketing for the visitor industry, and this is free additional marketing.

"Now I'm not saying that these guys are great. I'll tell you, I mean you want to take a shower after you hang out with these guys, that's not the point. The point isn't that this is a great group of people or great corporate welfare. The point is, is this creating jobs for our economy? Is this giving our local people a chance to stay in Hawaii? We have got these great creative academies and films schools and others and right now the only realistic option in the future is to go to the mainland or elsewhere.

"So there's a lot of problems, I'm not trying to sit here and say, hey you know what, we want to embrace the corporate entities that are making the pictures. I'm just asking everybody to keep in mind the economic impact, the support of our visitor industry, the free marketing, and there's more that could be done to contribute to our communities by the industry, and I recognize that. So this is a step forward, and I appreciate the work that the Chair of Economic Development has done on this issue, because it is controversial. So, thank you very much."

Representative Choy rose to speak in opposition to the measure, stating:

"Just a few words in opposition. I have a very, very hard time supporting a credit for people who fly to Hawaii in private jets. Thank you."

Representative Ward rose to respond, stating:

"That's a hard comment to follow because I know some who actually do business class or even cattle class. Maybe he's met a higher level of movie stars than I've met with.

"Many of those that I've spoken with, and it's a bit of a rebuttal, basically the 20%, 25% that we're giving them is what the extra costs are for what they're doing here. So it's basically an attraction to get them here because, let's face it, the cost of living here is 20% sometimes 35% more expensive.

"To say, as the Representative from Kapolei said, that they just follow the tax credit. I don't think North Korea, if they offered a tax credit, they'd be doing much business, or Chechnya, or other places. There's a lot more involved, and they're a little more sophisticated than I think even the speaker from Maui had indicated what you'd have to do after you spoke with them.

"The bottom line is it's not about tax credits. It's about diversifying the economy. It's about getting out of this tourism rut, which is good, but we've got to diversify. We've got all of our eggs in one basket, Mr. Speaker, and that's why I push aerospace, that's why I push HI Growth Initiative, that's the way to entrepreneurship. This is an example to diversify our economy, and as we know the young lady here, has a film degree of which now we have at the University, and who knows what in the future we could be actually producing here.

"The point is, we have a nascent, growing, small industry now. We need to give it enough incentives, so if it grows, and as indicated we have a sunset. If the metrics don't pan out, cut the baby off. But let's give it a try, and that's what I would please to my colleagues, let's give it a try. Nobody is going to deny that Hawaii 5-0 and Lost didn't bring benefits to this place, didn't bring jobs to this place, didn't bring money to this place. This is how Hawaii, the most coveted place in the world, lives in the hearts of people all over the world, because of the movie industry. We have the chance to become a world capitol if this thing works out.

"So let's try it, let's be entrepreneurial, let's think outside of the box, just don't think it's tax credits, think that this is going to part of the future of Hawaii. Thank you."

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. Thank you. First, I'd like the words of the Chair of Economic Development and also the Chair of CPC entered into the Journal as if they were my own. Thank you.

"I think that people need to realize that Hawaii, our state, is the envy of the world. There are so many people out there that have never set foot on our shores but know so much about us. I'll give you two cases in point.

"The first one is, I had an opportunity to deploy to the Middle East in Kuwait, and you know, people know about Hawaii. People so far away, in fact, half a world away from our shores, know intimately about Hawaii.

"I also had an opportunity the last couple of years to go during the summer to Garuda Shield, an exercise in Indonesia. One particular summer, I spoke to the pool attendant who actually knew English pretty well. I asked him how he learned his English, and he said he watches TV, American TV. In fact, he found out that we're from Hawaii, and he knew so much about Hawaii, because of what? Because of what he saw on TV.

"I don't think we can pay for the type of advertising and impressions that we get by supporting this tax credit. I know tax credits are, we've got to be careful as to how we allocate our funding, but I can tell you based on personal experiences, and also knowing the industry from discussions with many people, that we get our money's worth.

"Like I said at the very beginning, Mr. Speaker, we are the envy of the world and we need to keep this up. We are still a tourism-based industry, and the amount of people that come here matter. Because as they come not only to put on film productions and the like, but also to come to visit us, they come for reasons that in some cases, or in many cases, are influenced by what they see on TV and the big screen. Thank you, Mr. Speaker."

Representative Wooley rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I agree with many of the previous speakers. I love film, I love the film industry, I think it's great for Hawaii. The diversification of our industry is critical. We are the envy of the world in so many ways, and film really does help us in the tourist industry as well for that reason.

"But the movies are already here. The film industry is here. The tax credit that we have now is already pretty good and they're already getting a good deal, and they're coming. They're not turning away. But they are asking for more.

"The reason I am opposing this bill is, I think that at this time, this is corporate welfare. We are handing our money over to people who can fly in on private jets. In exchange, they are not investing in our youth, we did not require additional requirements that they invest in our community.

"I appreciate that it may be difficult for people to say no when people from Hollywood come and they ask you. But I think that we need to remember when our kids, our health benefits, our safety net, all of those things have been at risk due to the recession, and suddenly we're opening our doors and handing our money out, more money to the movie industry. So again, I have a lot of *aloha* for the film and movie industry, but this is not the right time to be giving them more. *Mahalo*."

Representative Yamane rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Standing in support with some comments. I know this is a long night. Mr. Speaker, first of all, I would like the words of the Economic Development Chair added in as my own, just at a little higher pitch and with less finger pointing.

"Mr. Speaker, on a serious note, the reason why I'm standing up on this measure and supporting this is, I've had numerous discussions with the film industry. I understand there have been some characterizations, that they want to come here to Hawaii and take advantage of our beautiful scenery, take advantage of what's special to Hawaii, use it to advertise and then move on.

"But, Mr. Speaker, I've seen a different side. As I talk with several of the industries, they want to invest and look at growing our technology infrastructure. They want to invest in our youth to have access to jobs that they wouldn't get otherwise available in Hawaii. Mr. Speaker, we've talked hours on being able to increase the pool of professional workers that both entertainment and industry companies could draw on, which then would allow Hawaii to actually diversify in other types of entertainment industries, Mr. Speaker.

"I've talked with companies who not just want to come here on a part-time basis based on a movie or a contract. That they actually want to come here and find ways to partner with the State of Hawaii, to grow the industry, to do not only movies and, let's say, Hawaii 5-0, but actually have them come and talk to us about working with our youth in the high schools, to do miniseries. To do things what they called miniseries on the Internet, where, during the middle of a series like Hawaii 5-0, fans can go, during that period of time, and watch little segments that people put together to keep people working, keep the industry moving forward, and keeping Hawaii and it's special place in the forefront.

"Mr. Speaker, I've also talked to Members about the clashes of the past in which big business would come here and seem to try to overrun and take advantage. There is no way we can protect against that from happening. However, Mr. Speaker, we have people who fly in jets, land on this island and the neighbor islands, and drive to their homes that they own and visit once a week for every year. I think we're not going to stop that.

"However, Mr. Speaker, as we look at investing in our future, knowing our economy is limited to primarily the military and tourism, maybe for the impetus for future growth, is maybe we need to have them be more invested here as well, help them grow. Help them advertise and spread throughout the world what's special to Hawaii, which is our *aloha*, as well as teach them what makes us different, so that more people keep coming. Thank you, Mr. Speaker."

Representative Yamashita rose to respond, stating:

"Thank you very much, Mr. Speaker. I just want to make it very clear that I do support the film industry and I do support, I agree with many of the speakers that spoke in support. My concern is that the 5% and 5% increase, as previously stated, is also given to existing productions here in this state, and then we'd have to make up the difference in that, so there is a cost there.

"Then also, Mr. Speaker, I remember and I kind of saw this show before, right? You just change the topic a little bit. I remember when we first got in we had these same conversations about 221 and how we were going to build a great tech industry with this. The 221 credit cost the state about $1 billion, and as soon as the economy dipped, they were gone. A few of them stayed, the ones that could stay, the ones that didn't need the credit stayed.

"So my concern is that, how much is enough? Is 5% enough, or will they come back to us and say, 'we thought 5% was going to work, but on second thought, it's 10%. That will work.' That's my concern. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm going to be rising in opposition to this measure. First of all, I ask for permission to submit written comments. Thank you very much. Also, that the remarks of the Representative from District 48 be recorded in the record as my own. I think she did a very good job, eloquent job, summarizing some of the key points and troubles that many of us have with this bill.

"First of all, yeah, like the previous speaker articulated quite well, none of the existing industries have come forward and asked for this, but they'll be beneficiaries of the additional 5%. That's a lot of money we're talking about there, 25% increase of the current tax credit. That's a substantial amount of money.

"But let's talk about what kind of money we're talking about. Okay, I'll give an example. Fiscal Year '14, $20.8 million. Just about $21 million is going to go out to these companies. I think many of them are businesses, and I think many of them are for-profit corporations. Fiscal Year '15, $20.8 million. Fiscal Year '16, it goes up to $33 million. $33 million. Then Fiscal Year '17, $45.2 million. Fiscal Year '18, $45.2 million. Fiscal Year '19, $45.2 million.

"Those are consequences of this measure going forward. I think everyone needs to realize and ask themselves this question. Did the Administration come in and ask for this measure? They did not. The Governor and the DBEDT Director have said, let's extend the film tax credit, Act 88, beyond the current sunset date of 2016. Did they ask for an increase? No. Not 5%, not for the neighbor islands, not for Oahu, none of that. So it's really not part of their financial plan, it's nothing that they asked for.

"Equally important regarding jobs, regarding diversification, is the fact that the current industry leaders, the unions, representing the men and women in this industry, those who are at the schools, creating the graphic artists, the creative artists, the grips, the talent pool for this industry, did not come in and ask us to make this a priority. They did not ask us to spend this amount of public money for the film industry.

"So let's just ask those questions, where did this come from? I think the Representative from Manoa hit it straight on. For a very small, elite class from out-of-state who are going to benefit from this credit. That's the trouble that we have here.

"I believe the Governor will be reviewing this bill with his Budget and Finance Director, and they will be looking at the effect upon their financial plan. But the current tax credit under Act 88, which is 10 years old, doesn't expire until 2016. So my recommendation will be to veto this measure, let's look at this thing over the interim, come back, extend the tax credit. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise to speak in opposition of House Bill No. 726, Conference Draft 1.

"This bill would:

(1) Increase the film production tax credit from 15% to 20% for projects done on Oahu, and 20% to 25% for projects done on neighbor islands.

(2) Increase the cap per production from $8 million to $15 million; and

(3) Extend the sunset date of the film production tax credit from January 1, 2016 to January 1, 2019.

"It should be noted for the record that the Administration and the film industry did not seek an increase for the tax credit. All they had wanted was for the Legislature to make the tax credit permanent in statute. Only a select few producers requested the increase without obtaining agreement with peer organizations, the Screen Actors' Guild, nor the Teamsters, which represent most of the production crews working in our state.

"I have serious concerns on the fiscal ramifications of this bill. According to the Department of Taxation, the estimated revenue loss from this bill will be as follows:

FY14	$20.8 million
FY15	$20.8 million
FY16	$33.0 million
FY17	$45.2 million
FY18	$45.2 million
FY19	$45.2 million

"I am especially concerned about how the revenue loss is anticipated to more than double for Fiscal Year '17 and beyond, creating a situation not unlike that experienced with the renewable energy tax credit which this Body could not agree to fix this year. A repeat performance of the Act 221 debacle comes to mind as cleaver accountants and cagy lawyers do their best for their clients at the public's expense. The loss of revenue places greater pressure on the state's ability to continue to fund essential programs and services. Should the economy take another downturn in the near future, we will undoubtedly face the harsh reality of having to eliminate programs and services to the detriment of the health, welfare and safety of our citizenry.

"Finally, given that it was not ever a part of the Governor's financial plan, it should be returned to the legislature. The existing film credit can be addressed next year without the additional unnecessary and wasteful give-away of Hawaii's tax dollars to those who do not need it or deserve it.

"Thank you."

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. As the saying goes, 'A picture is worth a thousand words.' This bill speaks of millions of pictures through the film and digital media industry. I have no doubt in my mind that this industry has directly impacted our number one industry - that is tourism. The rapid increase is in part to the television programs and movies in which Hawaii is either featured or is the backdrop. The income tax credit will indeed play a pivotal role which makes the difference between filming in our island state or at an alternative location.

"The fact remains that there are thousands of other islands and warm weather destinations elsewhere. An increase in revenue through the film and digital media industry spending and additional tax dollars through tourism spending whether it be through airline and ship arrivals, as well as nights spent in hotel rooms. This duplicating factor takes place through the creation of direct and indirect job opportunities for residents. For these reasons, I stand in support of this measure. Thank you, Mr. Speaker."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Oshiro, Yamashita and Choy be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

At this time, Representative Saiki called for the previous question.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 726, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," passed Final Reading by a vote of 45 ayes to 6 noes, with Representatives Choy, Coffman, Har, Jordan, Oshiro and Wooley voting no.

At 7:10 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 726, HD 1, SD 2, CD 1

At 7:10 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:13 o'clock p.m.

SUPPLEMENTAL CALENDAR #1

REPORTS OF STANDING COMMITTEES

At this time, the Chair stated:

"Members, we are on the Supplemental Calendar. Members, we're going to defer for one legislative day Supplemental Calendar Number One. Thank you, Members."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1767) recommending that S.C.R. No. 20 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1768) recommending that S.C.R. No. 22 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1769) recommending that S.C.R. No. 23, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1770) recommending that S.C.R. No. 69 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1771) recommending that S.C.R. No. 101 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1772) recommending that S.C.R. No. 103 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1773) recommending that S.C.R. No. 105 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1774) recommending that S.C.R. No. 106 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1775) recommending that S.C.R. No. 126 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1776) recommending that S.C.R. No. 164 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1777) recommending that S.C.R. No. 137, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1778) recommending that S.C.R. No. 155, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1779) recommending that S.C.R. No. 76 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1780) recommending that S.C.R. No. 96 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1781) recommending that S.C.R. No. 97 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1782) recommending that S.C.R. No. 190 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1783) recommending that S.C.R. No. 92, SD 2 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1784) recommending that S.C.R. No. 169 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1785) recommending that S.C.R. No. 195 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1786) recommending that S.C.R. No. 37, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to a certain House Bill.

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bill, seconded by Representative Awana and carried:

H.B. No. 841, HD 1, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Awana and carried:

H.C.R. No. 96, HD 2, (SD 1)
H.C.R. No. 99, HD 1, (SD 1)
H.C.R. No. 129, HD 2, (SD 1)

H.C.R. No. 96, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 96, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING REASONABLE CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE," was Adopted.

H.C.R. No. 99, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 99, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO ADD A MEMBER TO THE HAWAII REFINERY TASK FORCE AND TO REQUEST THE TASK FORCE TO EXAMINE ADDITIONAL ISSUES," was Adopted.

H.C.R. No. 129, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.C.R. No. 129, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP PARTNERSHIPS TO ADDRESS THE DATA GAP ON AIR, SURFACE WATER, AND NEAR SHORE EFFECTS OF ATRAZINE," was Adopted.

ANNOUNCEMENTS

Representative Luke: "Thank you, Mr. Speaker. I just wanted to alert all the Members that HGEA Unit 13 has rejected the settlement proposal, so we will be recommitting that bill on Thursday. Thank you."

ADJOURNMENT

At 7:16 o'clock p.m., on motion by Representative Awana, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 10:00 o'clock a.m., Thursday, May 2, 2013.

HOUSE COMMUNICATIONS

House Communication dated April 30, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and gives notice of intent to agree to the following House Bill:

H.B. No. 841, HD 1, SD 1

House Communication dated April 30, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 17, HD 1, SD 2
H.B. No. 514, HD 2, SD 1
H.B. No. 529, HD 1, SD 2
H.B. No. 791, HD 1, SD 1
H.B. No. 800, HD 1, SD 2
H.B. No. 847, HD 2, SD 1
H.B. No. 879, HD 2, SD 1
H.B. No. 880, HD 2, SD 2
H.B. No. 1328, HD 1, SD 1
H.B. No. 1388, HD 1, SD 1
H.B. No. 1412, SD 2

House Communication dated April 30, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

H.B. No. 21, HD 2, SD 2, CD 1
H.B. No. 25, HD 2, SD 2, CD 1
H.B. No. 31, HD 1, SD 1, CD 1
H.B. No. 32, SD 1, CD 1
H.B. No. 51, SD 1, CD 1
H.B. No. 62, HD 2, SD 2, CD 1
H.B. No. 65, HD 2, SD 2, CD 1
H.B. No. 87, SD 2, CD 1
H.B. No. 114, HD 3, SD 2, CD 1
H.B. No. 120, HD 2, SD 2, CD 1
H.B. No. 144, HD 2, SD 2, CD 1
H.B. No. 152, HD 1, SD 2, CD 1
H.B. No. 197, HD 2, SD 2, CD 1
H.B. No. 200, HD 1, SD 1, CD 1
H.B. No. 218, HD 1, SD 2, CD 1
H.B. No. 222, HD 2, SD 2, CD 1
H.B. No. 235, HD 1, SD 1, CD 1
H.B. No. 266, HD 1, SD 2, CD 1
H.B. No. 353, HD 1, SD 2, CD 1
H.B. No. 398, HD 1, SD 2, CD 1
H.B. No. 417, HD 2, SD 1, CD 1
H.B. No. 423, SD 1, CD 1
H.B. No. 424, HD 1, SD 2, CD 1
H.B. No. 430, HD 1, SD 1, CD 1
H.B. No. 471, HD 1, SD 1, CD 1

H.B. No. 536, HD 1, SD 2, CD 1
H.B. No. 546, HD 2, SD 2, CD 1
H.B. No. 560, HD 1, SD 1, CD 1
H.B. No. 587, HD 1, SD 1, CD 1
H.B. No. 632, HD 2, SD 2, CD 1
H.B. No. 635, HD 2, SD 1, CD 1
H.B. No. 652, SD 2, CD 1
H.B. No. 653, SD 1, CD 1
H.B. No. 656, HD 2, SD 2, CD 1
H.B. No. 668, HD 2, SD 2, CD 1
H.B. No. 672, HD 2, SD 2, CD 1
H.B. No. 673, HD 2, SD 2, CD 1
H.B. No. 697, SD 1, CD 1
H.B. No. 726, HD 1, SD 2, CD 1
H.B. No. 749, HD 2, SD 2, CD 1
H.B. No. 762, HD 2, SD 1, CD 1
H.B. No. 763, HD 1, SD 1, CD 1
H.B. No. 775, HD 2, SD 2, CD 1
H.B. No. 785, HD 1, SD 1, CD 1
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H.B. No. 848, HD 2, SD 1, CD 1
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H.B. No. 888, HD 2, SD 1, CD 1
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H.B. No. 908, HD 2, SD 1, CD 1
H.B. No. 924, HD 1, SD 2, CD 1
H.B. No. 928, HD 1, SD 1, CD 1
H.B. No. 951, HD 1, SD 2, CD 1
H.B. No. 977, HD 2, SD 2, CD 1
H.B. No. 988, HD 2, SD 2, CD 1
H.B. No. 1068, HD 1, SD 2, CD 1
H.B. No. 1132, HD 1, SD 1, CD 1
H.B. No. 1136, HD 2, SD 1, CD 1
H.B. No. 1137, HD 1, SD 2, CD 1
H.B. No. 1147, HD 2, SD 2, CD 1
H.B. No. 1149, HD 3, SD 2, CD 1
H.B. No. 1187, SD 2, CD 1
H.B. No. 1203, HD 1, SD 1, CD 1
H.B. No. 1207, HD 1, SD 1, CD 1
H.B. No. 1263, HD 2, SD 2, CD 1
H.B. No. 1279, HD 1, SD 2, CD 1
H.B. No. 1287, HD 1, SD 1, CD 1
H.B. No. 1374, HD 1, SD 1, CD 1
H.B. No. 1381, HD 2, SD 2, CD 1
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H.B. No. 1405, HD 2, SD 2, CD 1
H.B. No. 1424, SD 2, CD 1
H.B. No. 1430, HD 2, SD 2, CD 1
S.B. No. 3, SD 1, HD 2, CD 1
S.B. No. 5, SD 1, HD 1, CD 1
S.B. No. 6, SD 1, HD 1, CD 1
S.B. No. 9, SD 1, HD 2, CD 1
S.B. No. 19, SD 1, HD 2, CD 1
S.B. No. 23, SD 1, HD 1, CD 1
S.B. No. 46, SD 2, HD 3, CD 1
S.B. No. 69, SD 2, HD 1, CD 1
S.B. No. 82, SD 1, HD 2, CD 1
S.B. No. 88, SD 1, HD 2, CD 1
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S.B. No. 102, SD 2, HD 1, CD 1
S.B. No. 106, SD 1, HD 1, CD 1
S.B. No. 192, HD 1, CD 1
S.B. No. 237, SD 2, HD 1, CD 1
S.B. No. 239, SD 1, HD 2, CD 1
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S.B. No. 403, SD 2, HD 2, CD 1
S.B. No. 407, SD 1, HD 2, CD 1
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S.B. No. 535, SD 1, HD 2, CD 1
S.B. No. 548, SD 1, HD 2, CD 1
S.B. No. 551, SD 2, HD 1, CD 1
S.B. No. 563, SD 3, HD 2, CD 1
S.B. No. 586, SD 1, HD 2, CD 1
S.B. No. 593, SD 2, HD 1, CD 1
S.B. No. 606, SD 2, HD 2, CD 1
S.B. No. 614, SD 1, HD 2, CD 1
S.B. No. 635, SD 1, HD 3, CD 1
S.B. No. 642, HD 2, CD 1
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S.B. No. 722, SD 2, HD 1, CD 1
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S.B. No. 997, SD 2, HD 2, CD 1
S.B. No. 1003, SD 2, HD 1, CD 1
S.B. No. 1025, HD 3, CD 1
S.B. No. 1042, SD 2, HD 1, CD 1
S.B. No. 1067, SD 2, HD 1, CD 1
S.B. No. 1068, SD 2, HD 1, CD 1
S.B. No. 1069, SD 2, HD 2, CD 1
S.B. No. 1070, SD 2, HD 1, CD 1
S.B. No. 1071, SD 2, HD 1, CD 1
S.B. No. 1073, SD 2, HD 2, CD 1
S.B. No. 1074, SD 2, HD 1, CD 1
S.B. No. 1077, SD 2, HD 2, CD 1
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S.B. No. 1092, SD 1, HD 1, CD 1
S.B. No. 1093, SD 2, HD 2, CD 1
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S.B. No. 1133, SD 2, HD 2, CD 1
S.B. No. 1161, SD 1, HD 2, CD 1
S.B. No. 1176, SD 1, HD 2, CD 1
S.B. No. 1194, SD 2, HD 1, CD 1
S.B. No. 1196, SD 1, HD 1, CD 1
S.B. No. 1206, SD 1, HD 1, CD 1
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S.B. No. 1209, SD 1, HD 1, CD 1
S.B. No. 1214, SD 1, HD 2, CD 1
S.B. No. 1221, SD 2, HD 2, CD 1
S.B. No. 1256, SD 1, HD 2, CD 1
S.B. No. 1265, SD 1, HD 1, CD 1
S.B. No. 1280, SD 2, HD 1, CD 1
S.B. No. 1336, SD 2, HD 1, CD 1
S.B. No. 1339, SD 1, HD 1, CD 1
S.B. No. 1340, SD 2, HD 2, CD 1
S.B. No. 1349, SD 2, HD 1, CD 1
S.B. No. 1360, SD 1, HD 1, CD 1
S.B. No. 1388, SD 2, HD 2, CD 1

House Communication dated April 30, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 96, HD 2, SD 1
H.C.R. No. 99, HD 1, SD 1
H.C.R. No. 129, HD 2, SD 1

SIXTIETH DAY

Thursday, May 2, 2013

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, convened at 10:25 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Leon Siu of Aloha Ke Akua Ministries, after which the Roll was called showing all Members present with the exception of Representative Takumi, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Ninth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 273 and 1157 through 1171) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 273, dated April 25, 2013, transmitting the Hawaii Gas' 2012 Renewable Energy Annual Report, prepared by The Gas Company, LLC and submitted to the Public Utilities Corporation pursuant to Section 269-45, HRS.

Gov. Msg. No. 1157, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1045, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC COOPERATIVES." (ACT 057)

Gov. Msg. No. 1158, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1197, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION." (ACT 058)

Gov. Msg. No. 1159, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1191, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REVIEW." (ACT 059)

Gov. Msg. No. 1160, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1188, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES." (ACT 060)

Gov. Msg. No. 1161, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1020, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION." (ACT 061)

Gov. Msg. No. 1162, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 61, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES." (ACT 062)

Gov. Msg. No. 1163, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 30, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING." (ACT 063)

Gov. Msg. No. 1164, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1016, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF COVERED OFFENDERS." (ACT 064)

Gov. Msg. No. 1165, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 512, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS." (ACT 065)

Gov. Msg. No. 1166, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REENTRY COMMISSION." (ACT 066)

Gov. Msg. No. 1167, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1183, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTAKE SERVICE CENTERS." (ACT 067)

Gov. Msg. No. 1168, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 1180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES." (ACT 068)

Gov. Msg. No. 1169, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 888, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT." (ACT 069)

Gov. Msg. No. 1170, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 332, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES." (ACT 070)

Gov. Msg. No. 1171, informing the House that on April 30, 2013, the following bill was signed into law:

S.B. No. 400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES." (ACT 071)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 752 through 758) were received and announced by the Clerk:

Sen. Com. No. 752, dated April 30, 2013, informing the House that the Senate has on April 25, 2013, reconsidered its action taken on April 9, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS."

Sen. Com. No. 753, dated April 30, 2013, informing the House that the Senate has on April 25, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 44, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Sen. Com. No. 754, dated April 30, 2013, informing the House that the Senate has on April 26, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 827, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES."

Sen. Com. No. 755, dated April 30, 2013, informing the House that the following bills have this day passed Final Reading:

H.B. No. 21, HD 2, SD 2, CD 1
H.B. No. 25, HD 2, SD 2, CD 1
H.B. No. 51, SD 1, CD 1
H.B. No. 62, HD 2, SD 2, CD 1
H.B. No. 65, HD 2, SD 2, CD 1
H.B. No. 87, SD 2, CD 1
H.B. No. 114, HD 3, SD 2, CD 1
H.B. No. 120, HD 2, SD 2, CD 1
H.B. No. 144, HD 2, SD 2, CD 1
H.B. No. 152, HD 1, SD 2, CD 1
H.B. No. 197, HD 2, SD 2, CD 1
H.B. No. 200, HD 1, SD 1, CD 1
H.B. No. 218, HD 1, SD 2, CD 1
H.B. No. 222, HD 2, SD 2, CD 1
H.B. No. 235, HD 1, SD 1, CD 1
H.B. No. 266, HD 1, SD 2, CD 1
H.B. No. 353, HD 1, SD 2, CD 1
H.B. No. 398, HD 1, SD 2, CD 1
H.B. No. 417, HD 2, SD 1, CD 1
H.B. No. 423, SD 1, CD 1
H.B. No. 424, HD 1, SD 2, CD 1
H.B. No. 430, HD 1, SD 1, CD 1
H.B. No. 471, HD 1, SD 1, CD 1
H.B. No. 536, HD 1, SD 2, CD 1
H.B. No. 546, HD 2, SD 2, CD 1
H.B. No. 560, HD 1, SD 1, CD 1
H.B. No. 587, HD 1, SD 1, CD 1
H.B. No. 622, HD 1, SD 1, CD 1
H.B. No. 632, HD 2, SD 2, CD 1
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H.B. No. 888, HD 2, SD 1, CD 1
H.B. No. 899, HD 2, SD 2, CD 1
H.B. No. 908, HD 2, SD 1, CD 1
H.B. No. 924, HD 1, SD 2, CD 1
H.B. No. 928, HD 1, SD 1, CD 1
H.B. No. 951, HD 1, SD 2, CD 1
H.B. No. 977, HD 2, SD 2, CD 1
H.B. No. 988, HD 2, SD 2, CD 1
H.B. No. 1068, HD 1, SD 2, CD 1
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S.B. No. 82, SD 1, HD 2, CD 1
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S.B. No. 102, SD 2, HD 1, CD 1
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S.B. No. 1349, SD 2, HD 1, CD 1
S.B. No. 1360, SD 1, HD 1, CD 1
S.B. No. 1388, SD 2, HD 2, CD 1

Sen. Com. No. 756, transmitting H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT," which was adopted by the Senate on April 30, 2013.

Sen. Com. No. 757, transmitting H.C.R. No. 115, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," which was adopted by the Senate on April 30, 2013.

Sen. Com. No. 758, transmitting H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII," which was adopted by the Senate on April 30, 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Johanson, on behalf of Representatives Takai, Takayama, Cachola and himself, introduced Mr. Calvin and Mrs. Phyliss Takata, whose parents, Kenneth and Elaine Takata, were rescued from a car fire in the parking structure of the Park at Pearlridge; and their heroes: Mr. Cornelio Nolasco; Mr. Lino Nolasco and his son, Jarron; Mr. Asher and Mrs. Imelda Murro; Mr. Dennis and Mrs. Virna Buenaventura, and their daughter, Kirsten; and Officer Kerwin Unten and Bayalagma Davad.

Representative Takai introduced other guests here to honor the Park at Pearlridge Heroes: Ms. Sharon Mahoe; Mr. Michael Nichols, Park at Pearlridge Assistant Resident Manager; Mr. Rudy and Mrs. Virgina Singson; Ms. Diana Vargas; Mr. Ted Chun, President of the Board; Mr. Calvin Beale; Mr. Ayman Al-Swaify; and Assistant Chief Randy Macadagdag, Major Kerry Okimoto and Captain Ryan Borges of HPD.

Representative Tokioka introduced his mom, Grace; his sister, Donna; and his Office Manager, Mr. Richard Silva.

Representative Rhoads introduced his staff: Sonny Le, Office Manager; Pamela Ono, April Bautista and Diana Ronquillo, legislative assistants; Malia Taum-Deenik, Melanie Legdesog, Jessica Faige and Ryan Hew, staff attorneys.

Representative Belatti introduced Ms. Anne Lopez from the Department of the Attorney General.

Representative Mizuno introduced his staff: Lynne Gutierrez, Christine Fehn, Rey Brian Domingcil and Raytan Vares.

Representative Oshiro introduced his friend and constituent, Mr. Dan Neyer.

Representative Carroll introduced her staff: Soana Tupua-Fanoga, Office Manager; Bryan Yamashita, Makanalani Gomes, Johnny Wu and Saline Tupua.

Representative Fale introduced his staff: Ana Niutupuivaha, Fua Jahnke and Jeff Lyons.

Representative Awana introduced her staff: Tommie Suganuma and Jarred Dmello.

Representative Hashem introduced his staff: Uyen Vong.

Representative Cheape introduced her staff: Cynthia Vaillancourt, Office Manager; Travis Fallon and Daniel Soo.

Representative Say introduced Mrs. Dina Poma-Barnes, who was graduating from the East-West Center today; and her husband, Mr. Sean Barnes.

At 10:42 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:10 o'clock a.m.

ORDER OF THE DAY

At this time, the Chair stated:

"Members, we are going to be taking a measure out of order. Senate Bill 31, HD 1, CD 1."

SUSPENSION OF RULES

On motion by Representative Awana, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Final Reading by consent calendar. (Representatives Oshiro and Takumi were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in recommitting the following Senate Bill, seconded by

Representative Awana and carried: (Representatives Oshiro and Takumi were excused.)

S.B. No. 31, HD 1, CD 1

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

S.B. No. 31, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 31, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Final Reading by a vote of 49 ayes, with Representatives Oshiro and Takumi being excused.

At 11:12 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:14 o'clock a.m.

At 11:14 o'clock a.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 31, HD 1, CD 1

UNFINISHED BUSINESS

S.B. No. 908, SD 1, HD 1, CD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 908, SD 1, HD 1, CD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Takumi being excused.

At 11:16 o'clock a.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 908, SD 1, HD 1, CD 2

H.B. No. 622, HD 1, SD 1, CD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 622, HD 1, SD 1, CD 2, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," was recommitted to the Committee on Conference, with Representatives Oshiro and Takumi being excused.

Conf. Com. Rep. No. 167 and S.B. No. 909, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 909, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Awana.

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Senate Bill 909, Conference Committee Report Number 167, is the bill providing appropriation for Unit 13. As you know, as of Tuesday night, HGEA Unit 13 did not ratify. However, also included in this bill is pay increases for excluded and exempt employees that follows the same schedule for what would have been allotted for Unit 13, so the Administration requested that we pass this bill, and also requested a line item veto of the portion related to HGEA Unit 13. So if I could request additional written remarks, and Senator Ige and I will be sending such letter to the Administration, and we will be providing said letter to all the Members. Thank you."

Representative Luke submitting the following letter:

THE LEGISLATURE
State of Hawaii

STATE CAPITOL
415 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813

May 1, 2013

The Honorable Neil Abercrombie
Governor, State of Hawaii
Executive Chambers, State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

Hawaii Government Employees Association - Unit 13 voted on April 30, 2013 to not ratify a proposed tentative agreement. The Administration provided, via Governor's Message 272, the estimated costs to fund increased salaries associated for the proposed tentative agreement. Included in the Governor's Message was funding for those employees who are considered exempt and excluded and not affiliated as unionized employees of the State of Hawaii.

For administrative purposes, salary increases and fringe benefits have previously been mirrored to those provided to Hawaii Government Employees Association - Unit 13 through finalized agreements. However, we recognize the Executive and Judiciary Branch authority to set salary increases for those employees who are exempt and excluded and not affiliated on a collectively bargained salary schedule.

In light of Unit 13 not ratifying a contract prior to the conclusion of the 2013 Legislature, in sending this bill to the Governor, we recommend that line-item veto power be exercised with respect to any funding attributable to Hawaii Government Employees Association - Unit 13 included employee costs, but allow for funding for those employees who are exempt and excluded and not affiliated on a collective bargained salary schedule at the Governor's prerogative.

Sincerely,

DAVID IGE
Chair, Senate Committee on Ways and Means

SYLVIA LUKE
Chair, House Committee on Finance

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. Like the Finance Chair, I do concur with this decision. This is basically to correct the inadvertent error in the allocation of revenues or funds into the respective department or departments for certain pay adjustments to the excluded Unit 13 employees. This will allow them to receive the same pay increases as, I think, Bargain Units 2, 3 and 4, which were ratified by the respective HGEA units over the past week or so. I think 4% over two years.

"It is my understanding that the Governor does intend to send down the respective communication to this House informing us of his intention to line-item veto the other component. As we all know, Unit 13 did meet, pursuant to the organizational requirements of the collective bargaining statute, and as a group of covered employees, rejected the proposal and the amount of monies contained within this bill.

"So just to buttress the remarks of the Finance Chair and to make sure the record is clear, it is not the intent of this Legislature to appropriate any sums of money to that particular biennium contract, but instead it's merely done to accommodate an inadvertent error in our budgeting process, whereby we would not have provided sufficient funds to those excluded members whose pay are tied to Unit 13. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 909, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Takumi being excused.

At 11:20 o'clock a.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 909, SD 1, HD 1, CD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1767) recommending that S.C.R. No. 20 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 20 be adopted, seconded by Representative Awana.

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, please note my strong opposition. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE," was adopted, with Representative Jordan voting no, and with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1768) recommending that S.C.R. No. 22 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAALAEA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1769) recommending that S.C.R. No. 23, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 23, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1770) recommending that S.C.R. No. 69 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI, FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND REVETMENT FOOTINGS OF A HISTORIC SWIMMING POOL," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1771) recommending that S.C.R. No. 101 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1772) recommending that S.C.R. No. 103 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 103, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1773) recommending that S.C.R. No. 105 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1774) recommending that S.C.R. No. 106 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 106, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1775) recommending that S.C.R. No. 126 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES, RELATING TO THE RECLAMATION AND DISPOSITION OF SUBMERGED OR RECLAIMED PUBLIC LAND," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1776) recommending that S.C.R. No. 164 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 164 be adopted, seconded by Representative Awana.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations and a brief comment. Mr. Speaker, this resolution, requesting the Governor to establish a working group to develop a conservation action plan to explore and identify conservation alternatives for the undeveloped portions of the Turtle Bay Resort property and surrounding lands with conservation or historic value, rose, Mr. Speaker, out of a bill that originally requested $100 million to purchase this land that's mentioned here.

"Mr. Speaker, today the Kahuku schools were on lockdown because of a bomb scare that happened earlier this morning. There are issues that are directly related to the education system, to the schools that we have in my community, Mr. Speaker, that have a much higher priority than this measure and the origins of this measure right here.

"I continue to rise and state my reservations in regards to this, Mr. Speaker, because I can't emphasize enough the issues of poverty that afflict my community, how it shortens lives, how it causes unnecessary pain and suffering in my community, and to request that we look into the possibility of diverting tens of millions of dollars away from what I believe should be the priority in my community in addressing the almost 80% in a number of schools in my community of children in poverty whose families can't even afford the meals which they eat, Mr. Speaker.

"This is an issue that I think is overlooked too often. When we have special interest groups who have significant amounts of funding, who come in everyday to come and lobby for a particular effort, Mr. Speaker. The poor kids in my neighborhood whose parents barely make it by from day to day, they don't have some fancy lobbyist to come in and talk to the legislators here and give the concerns that are afflicting them and their families, Mr. Speaker.

"So my concern with this measure is that this has the potential of moving in the direction of diverting tens of millions of dollars of taxpayer money which we collect from people, including the widow that lives next door to me, and taking that to purchase this land, Mr. Speaker, which I think could very well be a good cause, but it needs to be put in its appropriate position on the priority list of the concerns that come out of my community. Those kids in poverty, and our senior citizens who are living on fixed incomes, in a time and place where the cost of living continues to rise with no foreseeable decrease in the near future, Mr. Speaker.

So I would like to have my strong reservations noted, Mr. Speaker, in regards to this measure, and I hope that with the limited resources and the economic situation which we find very challenging at this time, that we focus those resources where they would do the most good for those who are most in need, Mr. Speaker."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 164, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A WORKING GROUP TO DEVELOP A CONSERVATION ACTION PLAN TO EXPLORE AND IDENTIFY CONSERVATION ALTERNATIVES FOR THE UNDEVELOPED PORTIONS OF THE TURTLE BAY HOTEL AND RESORT PROPERTY AND SURROUNDING LANDS WITH CONSERVATION OR HISTORIC VALUE," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1777) recommending that S.C.R. No. 137, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 137, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COORDINATOR ON HOMELESSNESS TO ASSEMBLE A WORKING GROUP TO IDENTIFY INNOVATIVE HOUSING SOLUTIONS FOR HOMELESS NATIVE HAWAIIAN FAMILIES; INVESTIGATE SUITABLE AND AVAILABLE FEDERAL, STATE, COUNTY, AND PRIVATE LAND FOR INNOVATIVE HOUSING PROJECTS; AND PREPARE A PLAN TO DEVELOP A DEMONSTRATION HOUSING PROJECT FOR HOMELESS NATIVE HAWAIIAN FAMILIES THAT CAN SERVE AS A MODEL STATEWIDE," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1778) recommending that S.C.R. No. 155, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 155, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1779) recommending that S.C.R. No. 76 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO RESEARCH STATE MODELS AND BEST PRACTICES ON HOME SCHOOLED STUDENT PARTICIPATION IN PUBLIC SCHOOL EXTRACURRICULAR ACTIVITIES AND SPORTS AND EXPLORE IMPLEMENTATION OF SUCH A PROGRAM IN HAWAII," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1780) recommending that S.C.R. No. 96 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 96, entitled: "SENATE CONCURRENT RESOLUTION COMMENDING THE JUMP START TASK FORCE ON THE CREATION OF THE JUMP START PROGRAM, ENCOURAGING EXPANSION OF THE PROGRAM TO SCHOOLS ON THE ISLANDS OF MAUI AND HAWAII, AND REQUESTING THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES TO CONTINUE THEIR SUPPORT OF THE PROGRAM," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1781) recommending that S.C.R. No. 97 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 97, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A SYSTEMWIDE REVIEW OF ITS OVERSIGHT, MONITORING, AND ACCOUNTABILITY OF THE OPERATIONAL AND FISCAL PRACTICES OF THE DEPARTMENT'S SCHOOL FOOD SERVICES BRANCH," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1782) recommending that S.C.R. No. 190 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 190, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII BOARD OF EDUCATION TO REVIEW POLICY NO. 6701 IN LIGHT OF THE STATE'S EFFORT TO RENOVATE AND BUILD TWENTY-FIRST CENTURY SCHOOLS AND TO REPORT ITS RECOMMENDATIONS TO THE LEGISLATURE," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1783) recommending that S.C.R. No. 92, SD 2 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 92, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMPTROLLER TO ESTABLISH A TASK FORCE TO STUDY THE STATE PROCUREMENT CODE AND IDENTIFY AMENDMENTS THAT WOULD INCREASE ECONOMY, EFFICIENCY, EFFECTIVENESS, AND IMPARTIALITY IN THE PROCUREMENT OF PUBLIC WORKS CONSTRUCTION PROJECTS," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1784) recommending that S.C.R. No. 169 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 169 be adopted, seconded by Representative Awana.

Representative Ward rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Because I'm impressed with this piece of legislation, I stand in strong support, Mr. Speaker. I have a few comments to say. This is about our half-brothers and second-cousins in the Pacific who we have helped, as Guam has helped, as California has helped. It's part of the agreement that we made with their nations, the Micronesians, the Palauans, that if there are social services, educational services, medical services, that we will have 'impact aid' provided to us.

"Mr. Speaker, the impact aid has gone to the point where we are spending over $100 million per year, and the allocation that the federal government has given for all of Guam, California and Hawaii is $30 million. We get $10 million, so it's like 10 cents on the dollar. So this is a very, very important resolution. It's been going around for many years.

"But, Mr. Speaker, you know the military also, years ago, was not paying their fair share with the educational impact aid. With actions like in this reso, the federal delegation brought it to their mind, and now I think military aid is pretty much up to speed. So this is an important part of keeping our brothers and sisters alive, well and educated, but also not at the point where it sacrifices the people of Hawaii, their kids, their students and their medical facilities. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 169, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY URGING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK AND OBTAIN ADDITIONAL FEDERAL AID TO THE STATE OF HAWAIʻI FOR THE PROVISION OF EDUCATIONAL SERVICES TO MIGRANTS FROM THE COMPACT OF FREE ASSOCIATION NATIONS," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1785) recommending that S.C.R. No. 195 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 195, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING COMMERCIAL SPACE TRANSPORTATION AS A STRATEGIC AND TIMELY GROWTH INDUSTRY FOR HAWAII AND REQUESTING THE STATE ADMINISTRATION TO TAKE PROACTIVE, COORDINATED, AND SUSTAINED ACTION TO FULLY REALIZE THE SIGNIFICANT SCIENTIFIC, EDUCATIONAL, AND COMMERCIAL BENEFITS THAT SPACE LAUNCH OPERATIONS AND RELATED AEROSPACE ENTERPRISE CAN BRING TO HAWAII," was adopted, with Representative Takumi being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1786) recommending that S.C.R. No. 37, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Awana and carried, the report of the Committee was adopted and S.C.R. No. 37, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO CONSIDER WHETHER STRANDED COSTS ARE A SIGNIFICANT FACTOR IN THE ELECTRIC UTILITIES' FAILURE TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND ANY APPROPRIATE MEASURES THAT WOULD ENCOURAGE ELECTRIC UTILITIES TO RETIRE OLD, OIL-FIRED GENERATION PLANTS AND THE POTENTIAL IMPACT THIS WOULD HAVE ON RATEPAYERS," was adopted, with Representative Takumi being excused.

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Awana and carried: (Representative Takumi was excused.)

H.B. No. 841, HD 1, (SD 1)

At 11:32 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:33 o'clock a.m.

The Chair addressed the Clerk who announced that the record of votes for the appropriate measure had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measure to the Floor for final disposition.

H.B. No. 841, HD 1, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 841, HD 1, on the following showing of Ayes and Noes:

Ayes, 3 (McKelvey, Nishimoto and Kawakami). Noes, none. Excused, 1 (McDermott).

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 841, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading by a vote of 50 ayes, with Representative Takumi being excused.

At 11:34 o'clock a.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 841, HD 1, SD 1

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House conferees previously appointed for House Bill Number 504, House Draft 1, Senate Draft 1. The House will now proceed to reconsider its disagreement to the Senate amendments to certain House Bills, including the aforementioned measure."

On motion by Representative Saiki, seconded by Representative Awana and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representative Takumi was excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate for the following House Bills, seconded by Representative Awana and carried: (Representative Takumi was excused.)

H.B. No. 504, HD 1, (SD 1)
H.B. No. 619, HD 1, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Awana and carried: (Representative Takumi was excused.)

H.B. No. 504, HD 1, (SD 1)
H.B. No. 619, HD 1, (SD 1)

H.B. No. 504, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Awana and carried, H.B. No. 504, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Final Reading by a vote of 50 ayes, with Representative Takumi being excused.

H.B. No. 619, HD 1, SD 1:

Representative Saiki moved that H.B. No. 619, HD 1, SD 1 pass Final Reading, seconded by Representative Awana.

Representative Takayama rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takayama's written remarks are as follows:

"Mr. Speaker, I rise in support of HB619, which proposes to include the excessive feeding of feral birds as a health nuisance when it creates odors, filth and property damage.

"I wish to credit several of my Pearl City neighbors, led by Florence Tanaka and Grace Watanabe, for bringing their situation to my attention. They had been forced to live in unbearable conditions for years because excessive feeding of birds by two neighbors created a flock of several hundred pigeons and other birds, resulting in constantly noxious odors, unsanitary conditions caused by feathers and excrement, and property damage to their houses and vehicles. They tried, without success, to resolve their problem through the courts and mediation, and so this measure is the result of their pleas to the Legislature to provide relief.

"Florence, Grace and several other neighbors devoted many hours to engaging in the legislative process to inform us of the need to approve HB619. I would like to acknowledge the assistance of Pearl City Senator David Ige, our House Judiciary Chair, and our colleagues in responding positively to their testimony. Our passage of HB619 will validate these citizens' trust in our legislative process to meet their urgent problems.

"Mr. Speaker, this measure is not so much an 'anti-pigeon' measure as it is a 'pro-people' one. It is a big step forward in ensuring that our citizens can enjoy their lives in peace, safety and clean conditions. I ask my colleagues to join me in supporting the passage of HB619. *Mahalo*."

The motion was put to vote by the Chair and carried, and H.B. No. 619, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL BIRDS," passed Final Reading by a vote of 50 ayes, with Representative Takumi being excused.

At 11:38 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 504, HD 1, SD 1
H.B. No. 619, HD 1, SD 1

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 216) was announced by the Clerk and the following action taken:

H.R. No. 216, entitled: "HOUSE RESOLUTION AUTHORIZING AND EMPOWERING THE SPEAKER TO PERFORM AND CARRY OUT ANY OFFICIAL LEGISLATIVE BUSINESS DURING THE INTERIM BETWEEN THE 2013 AND 2014 REGULAR SESSIONS," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 216 was adopted, with Representative Takumi being excused.

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 218 and 219) were announced by the Clerk and the following action taken:

H.R. No. 218, entitled: "HOUSE RESOLUTION RELATING TO CAUCUS LEADERS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Awana.

On motion by Representative Saiki, seconded by Representative Awana and carried, H.R. No. 218 was adopted, with Representative Takumi being excused.

At 11:40 o'clock a.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:42 o'clock a.m.

H.R. No. 219, entitled: "HOUSE RESOLUTION RELATING TO THE COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Awana.

On motion by Representative Saiki, seconded by Representative Awana and carried, H.R. No. 219 was adopted, with Representatives Cachola, Rhoads and Takumi being excused.

ORDINARY CALENDAR

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 217) was announced by the Clerk and the following action taken:

H.R. No. 217, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," was jointly offered by Representatives Souki and Mizuno.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 217 was adopted, with Representatives Cachola and Takumi being excused.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Fale introduced his sister and her husband, Mrs. Nellie and Mr. Sila Kapetaua.

Representative Lowen introduced her staff, Kyli Catlett.

Representative Mizuno introduced his Office Manager, May Mizuno.

ANNOUNCEMENTS

Representative Takai: "Thank you, Mr. Speaker, and thanks for this opportunity. On March 27th we had a very unique and special ceremony in the Senate Chambers where we recognized 19 fallen service members. It has been over 10 years since the war began on March 20th, 2003, and since then we in Hawaii have lost 320 service members.

"In fact, Mr. Speaker, many other states have followed our lead, and we recently received word that the State of Montana is very close to establishing their very own Montana award for valorous service. This makes Montana the 4th state to convey such honor. The State of Alaska has the Alaska Declaration of Honor, the State of New Hampshire has the New Hampshire Medal of Honor.

"So, Mr. Speaker, I wanted to thank you for giving me the opportunity to once again coordinate this year's Hawaii Medal of Honor ceremony, as well as the preparations prior. But it took many, many people, and I'd like to at this time acknowledge some of them.

"I'd like to first thank all of our staff here in the Senate and House. First, the House Chief Clerk Brian Takeshita and his staff. Senate Chief Clerk Carol Taniguchi and her staff. The House Sergeant-at-Arms Kevin Kuroda and his staff. Senate Sergeant-at-Arms Ben Villaflor and his staff. Joan Yamaguchi of the House Majority Staff Office and her staff.

"We also had a beautiful reception following the ceremony, and I wanted to especially thank Marlene Uesugi from Senator Espero's office for coordinating this effort. A big *mahalo* also goes to the Senate Clerk staff who coordinated the check-in table. In addition, Gail Hanneman and the Girl Scouts of Hawaii provided the gifts of Girl Scout Cookies distributed to each of the families we honored. I wanted to thank our Members who hosted these families. The pairing of legislators with families enhanced and really helped these families. Thanks to Tammy Tengan and her staff from the House Print Shop for the beautiful certificates signed by each Member of the Legislature. This certificate accompanies every single medal that is appreciated by the families who receive them.

"We did receive a lot of support and assistance from the military, and I would like to recognize Elisia Lukasik from the US Pacific Command, who helped us with the coordinating of the ceremony participants, and Leighton Siu who helped us with protocol.

"I also wanted to mention some of the people who helped throughout the year in identifying the people that we recognized. From the Army, we had Ernestine Pratt, Chief Army Casualty Affairs Officer for the 25th Infantry Division, and from the Marines we had Peter Swainson and Chief Warrant Officer Alfred Sprung.

"Mr. Speaker, as you and the other Members know, the medal itself is beautiful, and I wanted to once again acknowledge Sergeant First Class Aaron Pollick from the Hawaii National Guard who came up with the initial design, which has come to symbolize much more than the medal itself. With that, a lot of other people participated, namely, Point Emblems, who minted the medal. Kent Untermann and Suzette Torres from Pictures Plus, who did the assembly and framing. Rose Lee, who helped us sew the ribbons. Ty and Cindy Tamanaha from Awardline, who helped us with the personalized plaques.

"I would also like to acknowledge those who helped us enrich the experiences for the families who travelled here to attend the ceremony. We worked very closely with the Pearl Harbor Historic Sites, the USS Bowfin Submarine Museum and Park, the Battleship Missouri Memorial, the Pacific Aviation Museum Pearl Harbor and the World War II Valor in the Pacific National Monument. They came through with support for our families. The Halekoa Hotel, the Polynesian Cultural Center and Morris Visitor Publication came through as well, and we worked specifically with the Hawaii Lodging and Tourism Association who provided in some cases free hotel rooms, in other cases discounted hotel rates for the honorees' families. All of these organizations and entities helped us as we helped the families make this a very special visit to Hawaii.

"Many people have asked once again about the 'Olelo Broadcast, and I wanted to make mention at this time that Capitol TV once again will be graciously providing a DVD for each of our families, both present at the ceremony and those that didn't come. Also, they'll be providing a DVD to each one of us, Mr. Speaker."

"I also wanted to mention in the audience, this thing takes a lot of work, and it really takes a lot of work from the people in my office, and although she's not here, she's caring for her ill son, I wanted to mention Lisa Vargas Omo, our Office Manager. And Randy Yamamoto, Jan Kawano and Alice Kim from our office, if you could stand up and can we give them a hand.

"So, Mr. Speaker, at this time I'd like to ask you and the Members of the House to recognize everybody that I mentioned, and if we could give them a round of applause. Thank you, Mr. Speaker."

Representative Cachola: "Mr. Speaker and Members, I have some very good news and not so good news to announce. First, the good news. I attended the Speaker's party last night knowing that that date, yesterday, was our 45th wedding anniversary. You must have guessed how I got out of it and still smelling like a rose. Well, my wife called me and said, let's go to church and do the rosary and attend mass to thank all of the blessings that we have received. So I'd like to thank my wife, Mr. Speaker, and she doesn't know that I'm going to do this, and if I could request all Members to please give her a big round of applause? Thank you. Now you know why we lasted this long and still continuing.

"Now, the not so good news. I found out that Senate Bill 946, the Senate did not pass it. But you know what, I'll take it like a man. I'm always gracious of the outcome, because I know that something good will come out of it. They will see the light, that captive insurance will save us a lot of money. When we will have hard times, because the economy will not always be good, short of raising taxes, we will always look at innovative ways to save taxpayers money.

"I'd like to thank all of you for participating in this debate, both the House and the Senate. I'd like to thank leadership, the Speaker, for giving me the chance by creating the special committee to address the unfunded liability. I'll assure you that I will continue looking at ways to save taxpayers money by addressing unfunded liability, and looking at innovative ways to do it. Mr. Speaker, thank you for that, and the leadership. I'd like to thank all of you. I'll be gracious of the outcome, as I said, hopefully next year will be a good year. Thank you, Mr. Speaker."

Representative Jordan: "Mr. Speaker, this might be a solemn request. At the appropriate moment may I have a moment of silence for a young man who chose to take his life. You see, Mr. Speaker, about two months ago there was an incident at my high school where one individual stabbed another individual, and this was an escalation of bullying over several years. One child decided to pick on another child, which ended up in a fight and one stabbing the other. The individual who stabbed the young man was sitting in jail awaiting his sentencing, and chose to take his life.

"See, Mr. Speaker, that's why we stand here. Those are so important for us to address. Now we lost an individual to pettiness. So at the appropriate moment, Mr. Speaker, can we have a moment of silence for Ikaika Andrade. Thank you."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Ikaika Andrade.

Speaker Souki then gave his closing remarks as follows:

"Alright, Members, before we conclude, I want to provide a few remarks. I've got about 20 pages, but I want to cut it down to 5, as a summary, recapitulation of what we did.

"We have come to the end of the 2013 Regular Session. To the leadership team, the Chairs, the Vice Chairs and each and every Member of the House, because of your unwavering commitment to do your best for the people of Hawaii, this was a productive session. Thank you all for working together and for doing a wonderful job. I would like to especially thank the Majority Leader Scott Saiki and the Finance Chair Sylvia Luke for your tremendous contributions and tireless efforts in moving us forward to this day.

"To our Minority Leader Aaron Johanson and the Minority Caucus, thank you for bringing your ideas and perspective to the table to help us craft legislation for all of Hawaii's people. Thank you.

"We began this session cautiously optimistic. Our economy was on the rise, tourism was strong, and unemployment was down. We needed to invest in programs and projects, and make strong investments in Hawaii's future.

"We committed to the strengthening of our number one industry by making significant investments in the future of Tourism. We made permanent the current TAT rate and increased funding to aggressively market our visitor industry as we compete with other travel destinations. We also kept the current level of support to the counties, giving them fiscal continuity. We passed a tax credit measure aimed at encouraging the presence of the film industry, which returns a significant amount of revenues to the state. Funding for capital improvements projects for state infrastructure will jumpstart economic growth on all islands.

"In education, to invest in our *keiki*, we are funding the expansion of the Open Doors Program to provide day care opportunities for preschool-aged children. To help provide funds for repair, maintenance, and additional classrooms and school facilities for our growing population, we have passed the 21st Century Schools bill to look at the responsible partnerships to generate much needed revenues for our public schools. But this will all be done with community and county input, and compliance with state and county requirements.

"Now, on the question of early education – preschool – the public will have the chance to voice their opinion through a Constitutional Amendment on whether public funds should be used by private early childhood education programs.

"In the quality of life, in this session we have reaffirmed our commitment to our *kupuna*, the homeless, a sustainable and clean environment, and local farming and feed industry. We are taking care of the needs today, and investing in our future.

"On fiscal responsibility, during the past economic crisis we had to borrow from the state's Rainy Day Fund and the Hurricane Relief Fund. We made a promise that when the economy improved, we would return that money. Well, not only are we keeping that promise, we are providing additional money to recapitalize those funds. And we have taken a big step in addressing the unfunded liability of our public workers.

"Finally, we listened to the resounding voice of the people and moved quickly to repeal the Public Land Development Corporation, known as PLDC.

"I would like to acknowledge Speaker Emeritus Say. I thank you for your years of leadership, fiscal restraint and know-how. You and your Finance Chair Marcus Oshiro laid the foundation for much of what we achieved this year.

"I would like to thank also the Senate President Donna Kim for her leadership team, the Senate Chairs and Members who worked with us and collaborated as we worked to craft legislation for the people of Hawaii.

"To the permanent and session staff of the House, thank you for your professionalism and tireless efforts in supporting the work of the House.

"To the director and staff of the Legislative Reference Bureau, thank you for your important contributions to the House and the legislative process.

"Chief Clerk Brian Takeshita, Assistant Rupert Juarez and the staff of the Clerk's office, what would we do without you? Thank you. Excellent job.

"Sergeant-at-Arms Kevin Kuroda, Assistant Sergeant-at-Arms Lon Paresa and the Sergeant-at-Arms staff, thank you for managing our facilities and for your invaluable operational support.

"Chief Attorney Richard Dvonch and Special Counsel James Funaki, thank you always for your sound advice. HMSO Director Joan Yamaguchi, Assistant Director Rebecca Anderson, HMSO Operations Chief Jamie Go and the staff of HMSO, thank you for your research, drafting and committee support. You worked extremely hard, and it is appreciated.

"The Minority Office Director Rina Chung and your staff, thank you for your good work on behalf of the Minority.

"Finally, Nan Kalupahana and the Finance staff, the budget is a tremendous task. Congratulations and thank you for work well done.

"I am deeply grateful to all of you. It is an honor to serve as your Speaker, and I look forward to working together next session to serve the people of this state. Thank you and God bless you.

"We have our Senate counterparts waiting for us to end, so I need to conclude this pretty soon. Thank you for your applause, it brings a little tear to the eye. So, Members, as we conclude, I call on Representative Saiki."

Representative Saiki gave his closing remarks on behalf of the Majority as follows:

"Mr. Speaker, I'd like to just say that, on opening day I began my speech with acknowledgements, so I'd like to reiterate those acknowledgements today very briefly.

"First of all, thank you, on behalf of all of the Members, thank you to the residents of our respective communities who have given us this opportunity to represent them in the Legislature.

"Second, thank you to all of the legislative staff, and I know you mentioned all of the offices, for their work in enabling us to reach this day.

"Third, thank you to the Senate for their partnership this session. I know that for many of us it was a rookie year. I think we've learned from this work experience, and I know that next year will be even more productive. Thank you, especially, to the Senate President who enabled us to have a very civil and proactive working relationship throughout the session.

"Fourth, thank you to our colleagues across the aisle for all of their work and their steadfast belief in making this session and this system work.

"Finally, Mr. Speaker, thank you to the members of your Democratic Caucus. Each and every member of your caucus was diligent and worked really hard, in their own ways and in their own communities, to enable us to develop work product that I believe will benefit the entire State of Hawaii. So, thank you very much to everyone."

Representative Johanson gave his closing remarks on behalf of the Minority as follows:

"Thank you, Mr. Speaker. I would also be remiss if I didn't speak on behalf of the Minority Caucus. We wanted to start off by thanking you for

your leadership and your vision. You've been steadfast and unwavering and most honorable.

"We also wanted to thank the leadership team of the House of Representatives. The Vice Speaker, the Majority Floor Leader and especially the Majority Leader. It has been a real privilege and an honor to work with all of you this session. To all of our Chairs, we thank you for the work that you've done. We think that there are many good pieces of legislation that emanated out of this Body that this entire Chamber, as well as the Senate, can be proud of.

"To my Minority Caucus, particularly the three new freshmen. You bring energy, camaraderie and fresh perspective, particularly the Minority Floor Leader, I couldn't have asked for a better co-pilot. But we would be nothing without our foundation. To the Representatives from Kailua and Ewa Beach, thank you for your mentoring, your ground work, and your patience with me in my first year.

"Especially to our Minority Leader Emeritus, none of this would have ever been possible without you. You really laid the foundation by training and mentoring, and in some cases employing some of us to be able to be here. It really has been a true privilege and an honor to serve as your Minority Leader. Thank you for the opportunity.

"Earlier, we committed to working hard to find common cause and common ground. As we adjourn today, I think this Chamber can be proud that we not only found common cause, but also achieved common ground. Thank you, Mr. Speaker."

ADJOURNMENT

Representative Saiki moved that the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, adjourn Sine Die, seconded by Representative Johanson.

The motion was put to vote by the Chair and carried, and at 12:09 o'clock p.m., the Speaker rapped his gavel and declared the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2013, adjourned Sine Die. (Representative Takumi was excused.)

HOUSE COMMUNICATIONS

House Communication dated May 2, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in recommitting the following bill on April 30, 2013, and has this day passed said bill on Final Reading:

S.B. No. 31, HD 1, CD 1

House Communication dated May 2, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 4, 2013, and has this day agreed to the amendments and passed the following House Bill on Final Reading:

H.B. No. 504, HD 1, SD 1

House Communication dated May 2, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 11, 2013, and has this day agreed to the amendments and passed the following House Bill on Final Reading:

H.B. No. 619, HD 1, SD 1

House Communication dated May 2, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 841, HD 1, SD 1

House Communication dated May 2, 2013, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

S.B. No. 908, SD 1, HD 1, CD 2
S.B. No. 909, SD 1, HD 1, CD 1

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 759 through 764) were received by the Clerk:

Sen. Com. No. 759, dated May 2, 2013, informing the House that the Senate has on April 30, 2013, reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 4, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Sen. Com. No. 760, dated May 2, 2013, informing the House that the following bills have this day passed Final Reading:

H.B. No. 1147, HD 2, SD 2, CD 1
S.B. No. 908, SD 1, HD 1, CD 2
S.B. No. 909, SD 1, HD 1, CD 1

Sen. Com. No. 761, transmitting S.R. No. 154, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," which was adopted by the Senate on May 2, 2013.

Sen. Com. No. 762, transmitting H.C.R. No. 23, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR IMPROVING OBESITY PREVENTION-RELATED SERVICES AND COUNSELING IN ACCORDANCE WITH THE IMPLEMENTATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT," which was adopted by the Senate on May 2, 2013.

Sen. Com. No. 763, transmitting H.C.R. No. 146, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A WORK GROUP TO EXAMINE SOCIAL DETERMINANTS OF HEALTH AND RISK ADJUSTMENT FOR MEDICAID, GAP-GROUP, AND UNINSURED INDIVIDUALS," which was adopted by the Senate on May 2, 2013.

Sen. Com. No. 764, transmitting H.C.R. No. 216, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONVENING OF A TASK FORCE TO ESTABLISH A STROKE SYSTEM OF CARE IN THE STATE," which was adopted by the Senate on May 2, 2013.

EMPLOYEES OF THE HOUSE

The following is a list of all House employees for the 2013 session:

Representative Aquino: Maureen Andrade, Janelle Funtanilla, Haunani Nagel

Representative Awana: Irene Awana, Tommie Suganuma, Stacelynn Eli, Thomas Kennedy, Melanie Pugay

Representative Belatti: Jon Kawamura, Sharde Freitas, Janjeera Hail, Ulrike Weiss

Representative Brower: Cynthia Nyross, Andrea Bernard, Dean Nomura

Representative Cabanilla: Chris Manabat, Patrocinio Bolo, Philmund Lee, Leon Rouse

Representative Cachola: Leo Gozar, Kyle Nance, Cynthia Apana, Tina Fonceca, Joseph Prather

Representative Carroll: Soana Tupua-Fanoga, Makanalani Gomes, Saline Tupua, Bryan Yamashita

Representative Cheape: Cynthia Vaillancourt, Travis Fallon, Daniel Soo

Representative Choy: Carole Hagihara, Jenny Quezon, Pamela Seeney

Representative Coffman: Napualani Young, Deborah Adams, Dylan Taschner

Representative Cullen: Shanell Cullen, Kent Jiang, Rachele Lamosao, Jolyn Prieto

Representative Evans: Teriitavae Perez, John Howell, Michael Moscati

Representative Fale: Carrie Kealoha, Inoke Funaki, Jeffrey Lyons, Ana Niutupuivaha

Representative Fukumoto: Marlo-John Ting, Kaylee Skaar, Joseph Locatelli, Janice Shepherd

Representative Hanohano: Julia Peleiholani, Kahikina Kaawaloa, Kevin Wilson

Representative Har: Jeannette Hirabara, Jenna Manzaking, Iris Nguyen, Vincent Todd, Alfredo Visitacion

Representative Hashem: Kathy Kato, Kenneth Best, Julie Haruki, Uyen Vong

Representative Ichiyama: Melanie Kuroiwa Steiner, Tate Carpenter, Crystine Ito

Representative Ing: Margaret 'Poni' Daines, Kaliko Chun, Jaylicia-Jinei Patricio, Brandon Souza

Representative Ito: Melissa Miranda-Johnson, George Okuda, Janine Tully

Representative Johanson: Secily 'Malia' Gray, Jill Kaaa, Cody Hensarling, Carole Kaapu

Representative Jordan: Nicole 'Lehua' Kinilau, Shayna Lonoaea Alexander, Cuyler Otsuka, Frances Rollins

Representative Kawakami: Virginia 'Gini' Kapali, Rise Doi, Paulette Phillips

Representative Kobayashi: Edward Thompson, Joni Ekimura, Karen Iwamoto

Representative Lee: Jennifer Wilbur, Sean Connelly, Melita Lani, Geoffrey Pullen

Representative Lowen: Lloyd 'Keanu' Young, Kyli Catlett, Anosh Yaqoob

Representative Luke: Linnea Schuster, Lana 'Kaui' Alapa, Christie Pang, Kelli Ann Uehara, Mary Watts

Representative McDermott: Keith Rollman, Cesar Caoili, Tania Cortez-Camero, Joseph Rattner

Representative McKelvey: Wendee Wilson, Mark Rosa, Jeffrey Harkleroad, Niroshan Kariapper, David Veltri, David Williams, Joel Yamashiro

Representative Mizuno: Joje 'May' Mizuno, Raytan Vares, Michael Bouffard, Rey Brian Domingcil, Christine Fehn, Lynne Gutierrez

Representative Morikawa: Mark Mararagan, Shaun Hirai, Thomas Oi

Representative Nakashima: Lori Hasegawa, Jana Carpio, Lyle Fujikawa, Lance Kobashigawa

Representative Nishimoto: Kevan Wong, Chelsea Okamoto

Representative Ohno: Jenna Takenouchi, Colleen Takenouchi, Jun Yang

Representative Onishi: Jasmine Branco, Jerry Koizumi, Tracy Weidie

Representative Oshiro: William Gillispie, Erik Abe, Lei Learmont, Jared Munemitsu

Representative Rhoads: Sonny Le, Jessica Faige, April Bautista, Ryan Hew, Melanie Legdesog, Hannah Miyamoto, Pamela Ono, Diana Ronquillo, Remi Taum-Deenik

Representative Saiki: Jonathan Tungpalan, Luke Sarvis, Cileen Yamashita

Representative Say: Evelyn Hee, Tiffany Au, Dina Poma-Barnes, Krysti Sukita

Representative Souki: Flo Hamasaki, Eloise Kuniyoshi, Denise Liu, Brian Yamane, Peggy Collier, Vernon Souki

Representative Takai: RainaLisa 'Lisa' Vargas Omo, Cheryl Derby, Jan Kawano, Alice Kim, Randall Yamamoto

Representative Takayama: Karen Kawamoto, Arielle Kramer, Brandon Sekiya, Carl Takamura

Representative Takumi: Nancy Nishimura, Daniel Kent, Kelly Shitanaka

Representative Thielen: Charlotte Farmer, Nancy Christenson, Charles Taylor

Representative Tokioka: Richard Silva, Eddianne Lim, Jasmine Manabat

Representative Tsuji: Lora Lapenia, Jessie Bristow, Victoria Harris, Sharie Higashionna-Ibarra

Representative Ward: Jame Schaedel, Joshua Cook, Scott Drinkall, Nga Nguyen

Representative Woodson: Daniel Kalili, Jonathan Curtis, Hayden Hashimoto, Miho Teipel

Representative Wooley: Jacqueline Miyashiro, Kaimana Pine, David Washburn, Beverly Wong

Representative Yamane: Danielle Bass, Anthony Casim, Jordon Higa, Molly Pierce

Representative Yamashita: Lois Tambalo, Edwin Hayashi, Tannya Kanei-Ibara, Kristine Reitan

Finance: Nandana Kalupahana, Perri 'Puna' Chai, Susan Fernandez, Leslie Goo, Jody 'Jo' Hamasaki, Randall 'Randy' Hiyoto, Stacey Tagala,

Kristen Chun, Dongming Huang, Emily Makini, Kelcie Nagata, Kara Takasaki, Sachi Takita, Matthew Tsujimura, Sheryll Yotsuda

House Majority Staff Office: Joan Yamaguchi, Rebecca Anderson, Jeremy Aoyagi, Nelisa Asato, Sara Ayabe, Doreen Belen, Siobhan Caruso-Ng, Alicia Duffin, Richard Dvonch, James Funaki, Jamie Go, Susan Iwata, Alison Kim, Shin Woo 'Roger' Kim, Steven Lum, Brandon Masuoka, Roy Nihei, Maile Osika, Ryan Sakuda, Elsielyn Singson, Jason Young, Kelsi Agbayani, Ranie Mulligan, Dietra Myers Tremblay, Adriene Oh, Deja Ostrowski, Jason Parasco, Margaret Yamashita

Communications: Carolyn Wilson, Charles St. Sure, William Nhieu

House Minority Research Office: Rina Chung, Candace Crouch-Kelsey, Sarah Fukumoto, Paul Kanoho, Marc Takei, Michele Van Hessen, Kainoa Kaumeheiwa-Rego, Angela Woolliams, Aeri Yum

Chief Clerk's Office: Brian Takeshita, Rupert Juarez, Adele Ito, Ashley Miho, Emma Perry, Neal Shigemura, Roger Tyau Jr., Jeremy Belt, Stefanie Dvorak, Angel Fujihara, Ryan Kagimoto, Janine Kurosawa, Jimmy Lee, Ross Miyasato Jr., Paulette Muragin, Lehua Saturnio, Lauren Shissler, Jill Takamatsu, Maricel Velasco, Rachel Williamson, Scott Yamane, Diane Yukumoto

Chief Clerk's Office - Tech Support: Josette Friedl, Royce Fukumoto, Matthew Hanabusa, Gail Iseri, Arman 'Kai' Lau, Eric Lee, Craig Nakahara, Thai Nguyen, Brian Aiona, Chi-Hwa 'Elvis' Ho

Chief Clerk's Office - Printshop: Tammy Tengan, Summer Kaleo, Kauikeolani Aiwohi, Carol Cabebe, Valerie Daog, Karen Ebisuya, Aysia Ginoza, Roy Higa, Jack Ikeda, Lorrin Kaalekahi, Jean Kinoshita, Nicholas Kurosawa, Elaine Miyamoto, Mildred Phillips, Alice Sato, Linda Shishido, Ruby Tomokiyo, Mark Villamor, Bryson Villanueva, Curtis Yoshida, Wesley Yoshitake

Sergeant-at-Arms: Kevin Kuroda, Lon Paresa, Paulette Abe, Jesse Alvarado, John Baker, Rodney Haena, Grant Okamoto, Glenn Okamura, Jani Agoo, Jesus Avila, Darryl Fukuji, Glenn Ganigan, Bronson Low, Henry Muronaga, Neal Nagata, Geoffrey Oshiro, Rupert 'Rudy' Park, Jeffrey Spencer, Richard Tamashiro, Nelson Toda

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT OF THE 2013 LEGISLATURE SINE DINE

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 274 through 276, and 1172 through 1394) were received by the Clerk and were placed on file:

Gov. Msg. No. 274, dated May 3, 2013, transmitting the Report on the State's Environmental Goals and Policies, prepared by the Department of Health, Environmental Council, pursuant to Section 341-6, HRS.

Gov. Msg. No. 275, dated May 30, 2013, transmitting the Office of Information Management and Technology Procurement Report as of April 30, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 276, dated May 30, 2013, transmitting the 2012 Annual Report on the Agricultural and Food Security Special Fund, prepared by the Department of Agriculture pursuant to Act 73, SLH 2010.

Gov. Msg. No. 1172, informing the House that on May 13, 2013, the following bill was signed into law:

S.B. No. 563, SD 3, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII." (ACT 072)

Gov. Msg. No. 1173, informing the House that on May 20, 2013, the following bill was signed into law:

S.B. No. 4, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES." (ACT 073)

Gov. Msg. No. 1174, informing the House that on May 20, 2013, the following bill was signed into law:

H.B. No. 980, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY." (ACT 074)

Gov. Msg. No. 1175, informing the House that on May 20, 2013, the following bill was signed into law:

H.B. No. 877, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE." (ACT 075)

Gov. Msg. No. 1176, informing the House that on May 20, 2013, the following bill was signed into law:

S.B. No. 94, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS." (ACT 076)

Gov. Msg. No. 1177, informing the House that on May 21, 2013, the following bill was signed into law:

H.B. No. 785, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS." (ACT 077)

Gov. Msg. No. 1178, informing the House that on May 21, 2013, the following bill was signed into law:

H.B. No. 800, HD 1, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND." (ACT 078)

Gov. Msg. No. 1179, informing the House that on May 21, 2013, the following bill was signed into law:

H.B. No. 816, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 079)

Gov. Msg. No. 1180, informing the House that on May 21, 2013, the following bill was signed into law:

H.B. No. 820, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 080)

Gov. Msg. No. 1181, informing the House that on May 21, 2013, the following bill was signed into law:

H.B. No. 833, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 081)

Gov. Msg. No. 1182, informing the House that on May 21, 2013, the following bill was signed into law:

S.B. No. 895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 082)

Gov. Msg. No. 1183, informing the House that on May 21, 2013, the following bill was signed into law:

S.B. No. 902, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 083)

Gov. Msg. No. 1184, informing the House that on May 21, 2013, the following bill was signed into law:

S.B. No. 908, SD 1, HD 1, CD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 084)

Gov. Msg. No. 1185, informing the House that on May 21, 2013, the following bill was signed into law:

S.B. No. 1171, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS." (ACT 085)

Gov. Msg. No. 1186, informing the House that on May 21, 2013, the following bill was signed into law:

S.B. No. 1207, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION." (ACT 086)

Gov. Msg. No. 1187, informing the House that on May 31, 2013, the following bill was signed into law:

H.B. No. 114, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION." (ACT 087)

Gov. Msg. No. 1188, informing the House that on May 31, 2013, the following bill was signed into law:

S.B. No. 997, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ARCHIVES." (ACT 088)

Gov. Msg. No. 1189, informing the House that on May 31, 2013, the following bill was signed into law:

H.B. No. 726, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT." (ACT 089)

Gov. Msg. No. 1190, informing the House that on May 31, 2013, the following bill was signed into law:

H.B. No. 775, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES." (ACT 090)

Gov. Msg. No. 1191, informing the House that on May 31, 2013, the following bill was signed into law:

H.B. No. 908, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME VISITING PROGRAM." (ACT 091)

Gov. Msg. No. 1192, informing the House that on May 31, 2013, the following bill was signed into law:

S.B. No. 1070, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS." (ACT 092)

Gov. Msg. No. 1193, informing the House that on May 31, 2013, the following bill was signed into law:

S.B. No. 1206, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTION." (ACT 093)

Gov. Msg. No. 1194, informing the House that on June 7, 2013, the following bill was signed into law:

S.B. No. 856, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS." (ACT 094)

Gov. Msg. No. 1195, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 890, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD." (ACT 095)

Gov. Msg. No. 1196, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 877, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS." (ACT 096)

Gov. Msg. No. 1197, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES." (ACT 097)

Gov. Msg. No. 1198, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 924, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING." (ACT 098)

Gov. Msg. No. 1199, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 749, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT." (ACT 099)

Gov. Msg. No. 1200, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 928, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS." (ACT 100)

Gov. Msg. No. 1201, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 918, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT AND TRAINING FUND." (ACT 101)

Gov. Msg. No. 1202, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 929, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT." (ACT 102)

Gov. Msg. No. 1203, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 1137, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT." (ACT 103)

Gov. Msg. No. 1204, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 1042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION." (ACT 104)

Gov. Msg. No. 1205, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 673, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES." (ACT 105)

Gov. Msg. No. 1206, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 326, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 106)

Gov. Msg. No. 1207, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 995, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT." (ACT 107)

Gov. Msg. No. 1208, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 697, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE." (ACT 108)

Gov. Msg. No. 1209, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 471, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE." (ACT 109)

Gov. Msg. No. 1210, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 722, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT." (ACT 110)

Gov. Msg. No. 1211, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 31, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING." (ACT 111)

Gov. Msg. No. 1212, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 1147, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING." (ACT 112)

Gov. Msg. No. 1213, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 762, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WASHINGTON PLACE." (ACT 113)

Gov. Msg. No. 1214, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 977, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION." (ACT 114)

Gov. Msg. No. 1215, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 1209, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS." (ACT 115)

Gov. Msg. No. 1216, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS." (ACT 116)

Gov. Msg. No. 1217, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 1176, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY." (ACT 117)

Gov. Msg. No. 1218, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT." (ACT 118)

Gov. Msg. No. 1219, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 423, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES." (ACT 119)

Gov. Msg. No. 1220, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 17, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL AREAS." (ACT 120)

Gov. Msg. No. 1221, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 1161, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS." (ACT 121)

Gov. Msg. No. 1222, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 1136, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL." (ACT 122)

Gov. Msg. No. 1223, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 808, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM." (ACT 123)

Gov. Msg. No. 1224, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 805, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM." (ACT 124)

Gov. Msg. No. 1225, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 1132, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS." (ACT 125)

Gov. Msg. No. 1226, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 791, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS." (ACT 126)

Gov. Msg. No. 1227, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 653, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAI‘I PACIFIC HEALTH." (ACT 127)

Gov. Msg. No. 1228, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 1388, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE." (ACT 128)

Gov. Msg. No. 1229, informing the House that on June 14, 2013, the following bill was signed into law:

S.B. No. 23, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT." (ACT 129)

Gov. Msg. No. 1230, informing the House that on June 14, 2013, the following bill was signed into law:

H.B. No. 504, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS." (ACT 130)

Gov. Msg. No. 1231, informing the House that on June 17, 2013, the following bill was signed into law:

S.B. No. 482, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 131)

Gov. Msg. No. 1232, informing the House that on June 18, 2013, the following bill was signed into law:

H.B. No. 51, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS." (ACT 132)

Gov. Msg. No. 1233, informing the House that on June 18, 2013, the following bill was signed into law:

H.B. No. 197, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY." (ACT 133)

Gov. Msg. No. 1234, informing the House that on June 18, 2013, the following bill was signed into law:

H.B. No. 200, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET." (ACT 134)

Gov. Msg. No. 1235, dated June 20, 2013, pursuant to the notice requirement of Section 16 of Article III of the Constitution of the State of Hawaii, transmitting a proclamation giving notice of the Governor's plan to return the following bill with his objections:

S.B. No. 909, SD 1, HD 1, CD 1	A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 909, entitled "A Bill for an Act Making Appropriations for Collective Bargaining Cost Items," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, under Section16 of Article III, the Governor may veto any specific item or items in any bill that appropriates money for specific purposes by striking out or reducing the same; and

WHEREAS, Senate Bill No. 909 appropriates money for specific purposes and certain appropriation items in that bill are unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 909 with my objections to certain appropriation items contained therein to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 20th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1236, informing the House that on June 20, 2013, S.B. No. 909, SD 1, HD 1, CD 1, was line item vetoed with specific appropriation items stricken or reduced, and his official statement of objections to those specific appropriation items contained in the bill, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
June 20, 2013

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 909

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 909, entitled "A Bill for an Act Making Appropriations for Collective Bargaining Cost Items."

The purpose of this bill is to provide fund authorizations and appropriations for collective bargaining cost items for employees in unit 13 and its excluded counterparts, including salary increases and contributions to the Hawaii employer-union health benefits trust fund negotiated between the State and the Hawaii Government Employees Association for fiscal biennium 2013-2015.

The amounts appropriated for state employees included in bargaining unit 13 were placed in the bill in anticipation of ratification by the unit 13 members of the public employers' last collective bargaining offer including pay raises. The state employees included in unit 13 failed to ratify the proposal and thus the employer and the exclusive representative remain in negotiations. It is a well settled labor law that the employer may not unilaterally implement a non-negotiated pay raise during negotiations. Therefore, to avoid the possibility of subsequent administrative actions that may constitute committing a prohibited practice under chapter 89, Hawaii Revised Statutes, I cannot approve those parts of the bill that would appropriate funds for such a pay raise.

Section 16 of Article III of the State Constitution provides that, "[e]xcept for items appropriated to be expended by the judicial and legislative branches, the governor may veto any specific item or items in any bill which appropriates money for specific purposes by striking out or reducing the same."

Because of the foregoing objections, pursuant to my line item veto authority, I have stricken by drawing a line through each of the appropriation amounts in sections 1, 9, and 13 of this bill.

For the foregoing reasons, I am returning Senate Bill No. 909 with the appropriations in sections 1, 9, and 13 stricken as set forth above.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

THE SENATE
TWENTY-SEVENTH LEGISLATURE, 2013
STATE OF HAWAII

S.B. NO. 909 S.D. 1 H.D. 1 C.D. 1

A BILL FOR AN ACT

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I

SECTION 1. There are appropriated or authorized from the sources of funding indicated below to departmental administration and budget division (BUF 101) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 all collective bargaining cost items contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit (13):

	FY 2013-2014	FY 2014-2015
General Funds	~~$9,497,359~~	~~$19,608,222~~
Special Funds	~~1,841,479~~	~~3,895,654~~
General Obligation Bond Funds	~~863,921~~	~~1,865,311~~
Federal Funds	~~2,290,808~~	~~4,746,440~~
Trust Funds	~~155,409~~	~~334,864~~
Interdepartmental Transfers	~~66,359~~	~~134,570~~
Revolving Funds	~~328,050~~	~~682,914~~

SB909 CD1 LRB 13-2733.doc

Other Funds	~~129,562~~	~~206,810~~

Of the above amounts, the following amounts are for the department of education:

	FY 2013-2014	FY 2014-2015
General Funds	~~$2,682,067~~	~~$5,511,338~~
Special Funds	~~10,235~~	~~23,492~~
General Obligation		
Bond Funds	~~86,898~~	~~174,417~~
Federal Funds	~~45,658~~	~~94,043~~
Revolving Funds	~~8,666~~	~~19,863~~

SECTION 2. Funds appropriated or authorized by this part shall be allotted by the director of finance to the appropriate state departments for expenditure in the respective fiscal year for the purposes of this part.

PART II

SECTION 3. There are appropriated or authorized from the sources of funding indicated below to administration (JUD 601) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 all collective bargaining cost items contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit (13):

	FY 2013-2014	FY 2014-2015
General Funds	$1,097,070	$2,291,376
Special Funds	23,981	52,939

SECTION 4. Funds appropriated or authorized by this part shall be allotted by the chief justice for expenditure in the respective fiscal year for the purposes of this part.

PART III

SECTION 5. There are appropriated or authorized from the sources of funding indicated below to departmental administration and budget division (BUF 101) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the salary increases and other cost adjustments authorized by chapter 89C, Hawaii Revised Statutes, for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within bargaining unit (13):

	FY 2013-2014	FY 2014-2015
General Funds	$3,033,468	$6,671,683
Special Funds	615,884	1,376,724
General Obligation		
Bond Funds	74,572	173,373
Federal Funds	290,888	630,917

Trust Funds	83,573	190,153
Interdepartmental Transfers	271,142	574,215
Revolving Funds	54,184	134,314
Other Funds	23,197	62,577

Of the above amounts, the following amounts are for the department of education:

	FY 2013-2014	FY 2014-2015
General Funds	$191,651	$395,756
General Obligation		
Bond Funds	2,661	19,052
Federal Funds	9,264	18,308
Revolving Funds	936	5,770

SECTION 6. Funds appropriated or authorized by this part shall be allotted by the director of finance to the appropriate state departments for expenditure in the respective fiscal year for the purposes of this part.

PART IV

SECTION 7. There are appropriated or authorized from the sources of funding indicated below to administration (JUD 601) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the salary increases and

other cost adjustments authorized by chapter 89C, Hawaii Revised Statutes, for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within bargaining unit (13) assigned to the judiciary:

	FY 2013-2014	FY 2014-2015
General Funds	$211,439	$573,022
Special Funds	4,861	10,340

SECTION 8. Funds appropriated or authorized by this part shall be allotted by the chief justice for expenditure in the respective fiscal year for the purposes of this part.

PART V

SECTION 9. There are appropriated or authorized from the source of funding indicated below to Hawaii health systems corporation - corporate office (HTH 210) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the collective bargaining cost items contained in the agreement negotiated for state employees in collective bargaining unit (13) assigned to the Hawaii health systems corporation:

	FY 2013-2014	FY 2014-2015
Special Funds	~~$790,150~~	~~$1,676,586~~

SECTION 10. Funds appropriated or authorized by this part shall be allotted by the director of finance to the Hawaii health systems corporation for expenditure in the respective fiscal year for the purposes of this part.

PART VI

SECTION 11. There are appropriated or authorized from the source of funding indicated below to Hawaii health systems corporation - corporate office(HTH 210) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the collective bargaining cost items authorized by chapter 89C, Hawaii Revised Statutes, for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within bargaining unit (13) assigned to the Hawaii health systems corporation:

	FY 2013-2014	FY 2014-2015
Special Funds	$1,211,155	$2,600,070

SECTION 12. Funds appropriated or authorized by this part shall be allotted by the director of finance to the Hawaii health systems corporation for expenditure in the respective fiscal year for the purposes of this part.

PART VII

SECTION 13. There are appropriated from the source of funding indicated below to health premium payments (BUF 761) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the Hawaii employer-union health benefits trust fund costs contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit (13):

	FY 2013-2014	FY 2014-2015
General Funds	~~$3,677,446~~	~~$2,374,460~~

Of the above amounts, the following amounts are for the department of education:

	FY 2013-2014	FY 2014-2015
General Funds	~~$696,50~~	~~$442,947~~

PART VIII

SECTION 14. There are appropriated from the source of funding indicated below to health premium payments (BUF 761) the following sums or so much thereof as may be necessary to fund for fiscal biennium 2013-2015 the Hawaii employer-union health benefits trust fund costs for state officers and employees excluded from collective bargaining who belong to the same

compensation plans as those officers and employees within bargaining unit (13):

	FY 2013-2014	FY 2014-2015
General Funds	$1,309,139	$851,379

Of the above amounts, the following amounts are for the department of education:

	FY 2013-2014	FY 2014-2015
General Funds	$93,257	$61,566

SECTION 15. Funds appropriated or authorized by this part shall be allotted by the director of finance to the appropriate state departments for expenditure in the respective fiscal year for the purposes of this part.

PART IX

SECTION 16. Salary increases and cost adjustments provided in this Act for any officer or employee whose compensation is paid, in whole or in part, from federal, special, or other funds shall be paid wholly or proportionately, as the case may be, from the respective funds.

SECTION 17. Funds appropriated or authorized by this Act that are not expended or encumbered by June 30, 2014, and June 30, 2015, of the respective fiscal years, shall lapse as of those dates.

SECTION 18. This Act shall take effect on July 1, 2013.

APPROVED this day of , 2013

GOVERNOR OF THE STATE OF HAWAII

Gov. Msg. No. 1237, dated June 24, 2013, pursuant to the notice requirement of Section 16 of Article III of the Constitution of the State of Hawaii, transmitting 9 proclamations giving notice of the Governor's plans to return the following bills with his objections:

H.B. No. 763, HD 1, SD 1, CD 1	A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE.
S.B. No. 1265, SD 1, HD 1, CD 1	A BILL FOR AN ACT RELATING TO CONTRACTS.
H.B. No. 619, HD 1, SD 1	A BILL FOR AN ACT RELATING TO FERAL BIRDS.
H.B. No. 988, HD 2, SD 2, CD 1	A BILL FOR AN ACT RELATING TO NATIVE WILDLIFE.
H.B. No. 424, HD 1, SD 2, CD 1	A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES.
H.B. No. 654, HD 2, SD 1	A BILL FOR AN ACT RELATING TO NURSING.
H.B. No. 1130, HD 1, SD 1	A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.
S.B. No. 3, SD 1, HD 2, CD 1	A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.
S.B. No. 68, SD 1, HD 1	A BILL FOR AN ACT RELATING TO SENTENCING.

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 763, entitled "A Bill for an Act Relating to the State Building Code," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 763 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 763 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1265, entitled "A Bill for an Act Relating to Contracts," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1265 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1265 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 619, entitled "A Bill for an Act Relating to Feral Birds," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 619 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 619 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 988, entitled "A Bill for an Act Relating to Native Wildlife," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 988 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving

notice of my plan to return House Bill No. 988 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 424, entitled "A Bill for an Act Relating to Timeshare Conveyances," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 424 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 424 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 654, entitled "A Bill for an Act Relating to Nursing," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 654 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 654 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1130, entitled "A Bill for an Act Relating to the Hawaii Health Systems Corporation," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1130 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1130 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 3, entitled "A Bill for an Act Relating to the Office of Hawaiian Affairs," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 3 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 3 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 68, entitled "A Bill for an Act Relating to Sentencing," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 68 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 68 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 24th day
of June, 2013.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1238, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1025, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM." (ACT 135)

Gov. Msg. No. 1239, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 516, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY." (ACT 136)

Gov. Msg. No. 1240, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 883, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING." (ACT 137)

Gov. Msg. No. 1241, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 697, SD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS." (ACT 138)

Gov. Msg. No. 1242, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 551, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL." (ACT 139)

Gov. Msg. No. 1243, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1106, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING." (ACT 140)

Gov. Msg. No. 1244, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 879, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM." (ACT 141)

Gov. Msg. No. 1245, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 880, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM." (ACT 142)

Gov. Msg. No. 1246, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1336, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE." (ACT 143)

Gov. Msg. No. 1247, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1339, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL AREAS." (ACT 144)

Gov. Msg. No. 1248, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 87, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING." (ACT 145)

Gov. Msg. No. 1249, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 514, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING." (ACT 146)

Gov. Msg. No. 1250, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 888, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES." (ACT 147)

Gov. Msg. No. 1251, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 82, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY." (ACT 148)

Gov. Msg. No. 1252, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 84, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING." (ACT 149)

Gov. Msg. No. 1253, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 88, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING." (ACT 150)

Gov. Msg. No. 1254, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 305, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC HOUSING." (ACT 151)

Gov. Msg. No. 1255, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1118, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY." (ACT 152)

Gov. Msg. No. 1256, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 1279, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY." (ACT 153)

Gov. Msg. No. 1257, informing the House that on June 21, 2013, the following bill was signed into law:

H.B. No. 218, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION." (ACT 154)

Gov. Msg. No. 1258, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 237, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS." (ACT 155)

Gov. Msg. No. 1259, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 239, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 156)

Gov. Msg. No. 1260, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 458, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND." (ACT 157)

Gov. Msg. No. 1261, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 48, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION." (ACT 158)

Gov. Msg. No. 1262, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 244, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 159)

Gov. Msg. No. 1263, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1193, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES." (ACT 160)

Gov. Msg. No. 1264, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1194, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX." (ACT 161)

Gov. Msg. No. 1265, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1196, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH ECONOMY ENFORCEMENT." (ACT 162)

Gov. Msg. No. 1266, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1360, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX." (ACT 163)

Gov. Msg. No. 1267, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 933, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM." (ACT 164)

Gov. Msg. No. 1268, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1066, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW." (ACT 165)

Gov. Msg. No. 1269, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1067, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES." (ACT 166)

Gov. Msg. No. 1270, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1068, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS." (ACT 167)

Gov. Msg. No. 1271, informing the House that on June 21, 2013, the following bill was signed into law:

S.B. No. 1069, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION." (ACT 168)

Gov. Msg. No. 1272, informing the House that on June 24, 2013, the following bill was signed into law:

S.B. No. 1093, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL READINESS." (ACT 169)

Gov. Msg. No. 1273, informing the House that on June 24, 2013, the following bill was signed into law:

H.B. No. 222, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS." (ACT 170)

Gov. Msg. No. 1274, informing the House that on June 24, 2013, the following bill was signed into law:

S.B. No. 403, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS." (ACT 171)

Gov. Msg. No. 1275, informing the House that on June 24, 2013, the following bill was signed into law:

S.B. No. 1071, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS." (ACT 172)

Gov. Msg. No. 1276, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 909, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 173)

Gov. Msg. No. 1277, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 144, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS." (ACT 174)

Gov. Msg. No. 1278, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 680, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY." (ACT 175)

Gov. Msg. No. 1279, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 1077, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION." (ACT 176)

Gov. Msg. No. 1280, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 668, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 177)

Gov. Msg. No. 1281, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 642, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 178)

Gov. Msg. No. 1282, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 682, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION." (ACT 179)

Gov. Msg. No. 1283, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 46, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 180)

Gov. Msg. No. 1284, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 960, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES." (ACT 181)

Gov. Msg. No. 1285, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 1202, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS." (ACT 182)

Gov. Msg. No. 1286, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 178, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION." (ACT 183)

Gov. Msg. No. 1287, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 652, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING." (ACT 184)

Gov. Msg. No. 1288, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 1381, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING." (ACT 185)

Gov. Msg. No. 1289, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 502, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE." (ACT 186)

Gov. Msg. No. 1290, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 505, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS." (ACT 187)

Gov. Msg. No. 1291, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 507, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS." (ACT 188)

Gov. Msg. No. 1292, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 548, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE." (ACT 189)

Gov. Msg. No. 1293, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 841, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE." (ACT 190)

Gov. Msg. No. 1294, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 1073, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS." (ACT 191)

Gov. Msg. No. 1295, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 848, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE." (ACT 192)

Gov. Msg. No. 1296, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 999, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE." (ACT 193)

Gov. Msg. No. 1297, informing the House that on June 25, 2013, the following bill was signed into law:

S.B. No. 345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE." (ACT 194)

Gov. Msg. No. 1298, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 1287, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION." (ACT 195)

Gov. Msg. No. 1299, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 21, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS." (ACT 196)

Gov. Msg. No. 1300, informing the House that on June 25, 2013, the following bill was signed into law:

H.B. No. 25, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS." (ACT 197)

Gov. Msg. No. 1301, informing the House that on June 26, 2013, the following bill was signed into law:

H.B. No. 353, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 198)

Gov. Msg. No. 1302, informing the House that on June 26, 2013, the following bill was signed into law:

H.B. No. 1263, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION." (ACT 199)

Gov. Msg. No. 1303, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 593, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 200)

Gov. Msg. No. 1304, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 993, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS." (ACT 201)

Gov. Msg. No. 1305, informing the House that on June 26, 2013, the following bill was signed into law:

H.B. No. 560, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING URBAN GARDENING." (ACT 202)

Gov. Msg. No. 1306, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 586, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS." (ACT 203)

Gov. Msg. No. 1307, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 757, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 204)

Gov. Msg. No. 1308, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 635, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY." (ACT 205)

Gov. Msg. No. 1309, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 328, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS." (ACT 206)

Gov. Msg. No. 1310, informing the House that on June 26, 2013, the following bill was signed into law:

H.B. No. 235, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS." (ACT 207)

Gov. Msg. No. 1311, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 6, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY." (ACT 208)

Gov. Msg. No. 1312, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 9, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS." (ACT 209)

Gov. Msg. No. 1313, informing the House that on June 26, 2013, the following bill was signed into law:

S.B. No. 978, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE." (ACT 210)

Gov. Msg. No. 1314, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1087, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GREEN INFRASTRUCTURE." (ACT 211)

Gov. Msg. No. 1315, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 529, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES." (ACT 212)

Gov. Msg. No. 1316, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 120, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 213)

Gov. Msg. No. 1317, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 106, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING." (ACT 214)

Gov. Msg. No. 1318, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 398, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES." (ACT 215)

Gov. Msg. No. 1319, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 102, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY." (ACT 216)

Gov. Msg. No. 1320, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 266, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS." (ACT 217)

Gov. Msg. No. 1321, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 1430, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES." (ACT 218)

Gov. Msg. No. 1322, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 847, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY." (ACT 219)

Gov. Msg. No. 1323, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1074, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY." (ACT 220)

Gov. Msg. No. 1324, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 310, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT." (ACT 221)

Gov. Msg. No. 1325, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 515, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING." (ACT 222)

Gov. Msg. No. 1326, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 536, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING." (ACT 223)

Gov. Msg. No. 1327, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 656, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY." (ACT 224)

Gov. Msg. No. 1328, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 62, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS." (ACT 225)

Gov. Msg. No. 1329, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 65, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS." (ACT 226)

Gov. Msg. No. 1330, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 672, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 227)

Gov. Msg. No. 1331, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 899, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING." (ACT 228)

Gov. Msg. No. 1332, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1124, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND." (ACT 229)

Gov. Msg. No. 1333, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1133, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM." (ACT 230)

Gov. Msg. No. 1334, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1138, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATION GUIDELINES." (ACT 231)

Gov. Msg. No. 1335, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 44, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH." (ACT 232)

Gov. Msg. No. 1336, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 454, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION." (ACT 233)

Gov. Msg. No. 1337, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 5, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS." (ACT 234)

Gov. Msg. No. 1338, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 827, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES." (ACT 235)

Gov. Msg. No. 1339, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 1268, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS." (ACT 236)

Gov. Msg. No. 1340, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 606, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII." (ACT 237)

Gov. Msg. No. 1341, informing the House that on June 27, 2013, the following bill was signed into law:

S.B. No. 1280, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT." (ACT 238)

Gov. Msg. No. 1342, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 1374, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT." (ACT 239)

Gov. Msg. No. 1343, informing the House that on June 27, 2013, the following bill was signed into law:

H.B. No. 1207, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES." (ACT 240)

Gov. Msg. No. 1344, informing the House that on June 28, 2013, the following bill was signed into law:

H.B. No. 1424, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS." (ACT 241)

Gov. Msg. No. 1345, informing the House that on June 28, 2013, the following bill was signed into law:

S.B. No. 498, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES." (ACT 242)

Gov. Msg. No. 1346, informing the House that on June 28, 2013, the following bill was signed into law:

H.B. No. 1412, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS." (ACT 243)

Gov. Msg. No. 1347, informing the House that on June 28, 2013, the following bill was signed into law:

H.B. No. 1328, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE." (ACT 244)

Gov. Msg. No. 1348, informing the House that on July 1, 2013, the following bill was signed into law:

H.B. No. 1068, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING." (ACT 245)

Gov. Msg. No. 1349, informing the House that on July 1, 2013, the following bill was signed into law:

H.B. No. 1187, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING." (ACT 246)

Gov. Msg. No. 1350, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 192, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION." (ACT 247)

Gov. Msg. No. 1351, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 535, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR." (ACT 248)

Gov. Msg. No. 1352, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 532, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE." (ACT 249)

Gov. Msg. No. 1353, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 655, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 250)

Gov. Msg. No. 1354, informing the House that on July 1, 2013, the following bill was signed into law:

H.B. No. 587, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE." (ACT 251)

Gov. Msg. No. 1355, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 1340, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE." (ACT 252)

Gov. Msg. No. 1356, informing the House that on July 1, 2013, the following bill was signed into law:

S.B. No. 529, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS." (ACT 253)

Gov. Msg. No. 1357, informing the House that on July 2, 2013, the following bill was signed into law:

S.B. No. 69, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS." (ACT 254)

Gov. Msg. No. 1358, informing the House that on July 2, 2013, the following bill was signed into law:

S.B. No. 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS." (ACT 255)

Gov. Msg. No. 1359, informing the House that on July 2, 2013, the following bill was signed into law:

H.B. No. 430, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION." (ACT 256)

Gov. Msg. No. 1360, informing the House that on July 2, 2013, the following bill was signed into law:

S.B. No. 1082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN." (ACT 257)

Gov. Msg. No. 1361, informing the House that on July 2, 2013, the following bill was signed into law:

S.B. No. 1083, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN." (ACT 258)

Gov. Msg. No. 1362, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 811, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INFORMATION REPORTING." (ACT 259)

Gov. Msg. No. 1363, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 1405, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION." (ACT 260)

Gov. Msg. No. 1364, informing the House that on July 3, 2013, the following bill was signed into law:

S.B. No. 19, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." (ACT 261)

Gov. Msg. No. 1365, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 1149, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES." (ACT 262)

Gov. Msg. No. 1366, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 632, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN DATA." (ACT 263)

Gov. Msg. No. 1367, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 635, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND." (ACT 264)

Gov. Msg. No. 1368, informing the House that on July 3, 2013, the following bill was signed into law:

S.B. No. 1003, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY." (ACT 265)

Gov. Msg. No. 1369, informing the House that on July 3, 2013, the following bill was signed into law:

S.B. No. 1092, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND." (ACT 266)

Gov. Msg. No. 1370, informing the House that on July 3, 2013, the following bill was signed into law:

S.B. No. 1094, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND." (ACT 267)

Gov. Msg. No. 1371, informing the House that on July 3, 2013, the following bill was signed into law:

H.B. No. 546, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND." (ACT 268)

Gov. Msg. No. 1372, transmitting his statement of objections to H.B. No. 654, HD 2, SD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2013

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 654

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 654 entitled "A Bill for an Act Relating to Nursing."

The purposes of this bill are to (1) require the Professional and Vocational Licensing Division ("Division") of the Department of Commerce and Consumer Affairs to collaborate with the Hawaii Center for Nursing ("Center") in obtaining nurse-related data; (2) require the Division to execute a memorandum of understanding with the Center regarding sharing of certain information; (3) request licensed nurses to complete the Center's survey when renewing their licenses; and (4) change the membership of the Center's Advisory Board to include three representatives of professional organizations related to health in place of representatives from the Hawaii Nurses' Association.

This bill is objectionable because it requires the Division to collaborate with the Center, which the Division is already doing, and to collect data by requesting nurses to complete a Center survey, which the Division currently does by providing electronic links at both the beginning and end of its licensing renewal process. Thus, this bill's objectives can be achieved by agreement and it is unnecessary to include these provisions in the statutes. It is also unnecessary to tie the renewal of nursing licenses to the completion of a survey.

For the foregoing reasons, I am returning House Bill No. 654 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1373, transmitting his statement of objections to H.B. No. 763, HD 1, SD 1, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2013

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 763

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 763, entitled "A Bill for an Act Relating to the State Building Code."

The purposes of this bill are to modify the composition and quorum of the Hawaii State Building Code Council ("SBCC"), to revise the process to establish a State Building Code, and to authorize the SBCC to receive funding from the Hurricane Relief Fund for loss reduction plan activities.

This bill is objectionable because it seeks funding from the Hurricane Relief Fund. The Fund is essential to ensure the protection and safety of the people of Hawaii and towards that end, the Fund must be rebuilt and not depleted. Using the Fund for the activities of the SBCC, however arguably relevant, establishes a negative precedent and may invite others to deplete the Fund for uses that are remote from the primary purpose of the Fund.

For the foregoing reasons, I am returning House Bill No. 763 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1374, transmitting his statement of objections to H.B. No. 988, HD 2, SD 2, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2013

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 988

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 988, entitled "A Bill for an Act Relating to Native Wildlife."

The purpose of this bill is to expand the use of the Environmental Response Revolving Fund ("the Fund") to, among other things, support the operations of an environmental disaster standby and response facility that shall be responsible for the recovery and rehabilitation of native wildlife affected by oil or fuel related disasters in the State of Hawaii.

This bill is objectionable because it is too narrow in scope and only allows the Fund to support the operations for a recovery and rehabilitation facility of native wildlife affected by oil related spills. If the goal of this bill is to provide funding for a specific facility, the grant appropriation process as provided under chapter 42F, Hawaii Revised Statutes, would be a more appropriate funding source. Additionally, section 128D-2, Hawaii Revised Statutes, currently allows the Fund to be used "[f]or oil spill planning, prevention, preparedness, education, research, training, removal, and remediation." This would allow for the rehabilitation of wildlife harmed by an oil spill, although the responsible parties typically pay for such response.

This bill is also objectionable because it expands the number of programs that draw from the Fund generated by the Environmental Response, Energy, and Food Security Tax pursuant to section 243-3.5, Hawaii Revised Statutes, commonly referred to as the "barrel tax," without increasing the barrel tax allocation to support the expansion. The Fund has been declining due in part to: (1) the rising cost of oil; (2) the switch to alternative energy sources; and (3) the aviation fuel exemption. The Fund is already being burdened by supporting environmental emergency response activities and approximately forty positions within the Department of Health and cannot support an additional program within the current allocation to the Department of Health.

For the foregoing reasons, I am returning House Bill No. 988 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1375, informing the House that on July 8, 2013, the following bill was signed into law:

H.B. No. 619, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL BIRDS." (ACT 269)

Gov. Msg. No. 1376, informing the House that on July 9, 2013, the following bill was signed into law:

S.B. No. 1349, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT." (ACT 270)

Gov. Msg. No. 1377, informing the House that on July 9, 2013, the following bill was signed into law:

H.B. No. 417, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION." (ACT 271)

Gov. Msg. No. 1378, informing the House that on July 9, 2013, the following bill was signed into law:

S.B. No. 1221, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION." (ACT 272)

Gov. Msg. No. 1379, informing the House that on July 9, 2013, the following bill was signed into law:

S.B. No. 1256, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS." (ACT 273)

Gov. Msg. No. 1380, informing the House that on July 9, 2013, the following bill was signed into law:

H.B. No. 858, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HI GROWTH INITIATIVE." (ACT 274)

Gov. Msg. No. 1381, informing the House that on July 9, 2013, the following bill was signed into law:

H.B. No. 1396, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII." (ACT 275)

Gov. Msg. No. 1382, informing the House that on July 9, 2013, the following bill was signed into law:

S.B. No. 407, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS." (ACT 276)

Gov. Msg. No. 1383, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: House Bill No. 424, H.D. 1, S.D. 2, C.D. 1

House Bill No. 424, H.D. 1, S.D. 2, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO TIMESHARE CONVEYANCES" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to authorize the Governor to appoint commissioners of deeds who shall serve four years from the date of the commissioner's respective appointment and will administer oaths, take acknowledgments and take proofs of execution outside of the United States in connection with the execution of conveyance documents relating to time share interests. The Office of the Lieutenant Governor is responsible for establishing and administering the Commissioner of Deeds program.

This bill will help to streamline the process for consumers located outside of the United States who wish to purchase time share property in Hawaii. However, it should be clear that commissioners are only performing the duties similar to that of a notary with respect to such sales. The state time share laws and oversight do not apply to these sales. The duties and responsibilities of commissioners should be further clarified and it should be determined whether other state departments may be able to assist with some of these functions.

For the foregoing reasons, House Bill No. 424, H.D. 1, S.D. 2, C.D. 1 will become law as Act 277, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1384, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: House Bill No. 1130, H.D. 1, S.D. 1

House Bill No. 1130, H.D. 1, S.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to expand and diversify the membership of the Hawaii Health Systems Corporation Board of Directors.

This bill will improve accountability in the management of the Hawaii Health Systems Corporation, create a more balanced multi-board tiered system, and help address the challenges facing the health care system. Additionally, this bill will allow the Corporation to reposition its health care services in accordance with health care transformation. However, I am concerned about the current financial situation of the Hawaii Health Systems Corporation and will ask the Board of Directors to address its long term sustainability.

For the foregoing reasons, House Bill No. 1130, H.D. 1, S.D. 1 will become law as Act 278, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1385, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: House Bill No. 1059, H.D. 2, S.D. 2

House Bill No. 1059, H.D. 2, S.D. 2, entitled "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to require the court, under certain circumstances, to advise a criminal defendant of the effects of a guilty or no contest plea on their alien status.

Although the purpose of this bill is laudable, I have concerns that the advisement is prescriptively written in statute. Presiding judges should be allowed discretion as to the words they speak to their courtroom. I encourage the Legislature to further review these provisions and provide judges with more flexibility.

For the foregoing reasons, House Bill No. 1059, H.D. 2, S.D. 2 will become law as Act 279, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1386, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 68, S.D. 1, H.D. 1

Senate Bill No. 68, S.D. 1, H.D. 1, entitled "A BILL FOR AN ACT RELATING TO SENTENCING" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to provide discretion to judges in setting incarceration terms when sentencing drug offenders in certain Class C felony offenses.

I believe that judges should have discretion when they sentence convicted persons to imprisonment. However, as a result of the number of exclusions on page 5, lines 16-17, this bill only affects a small number of cases. I encourage the Legislature to consider additional offenses in which to provide judicial discretion.

For the foregoing reasons, Senate Bill No. 68, S.D. 1, H.D. 1 will become law as Act 280, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1387, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 614, S.D. 1, H.D. 2, C.D. 1

Senate Bill No. 614, S.D. 1, H.D. 2, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to require the Comptroller and the State Foundation on Culture and the Arts to commission artwork in honor of both the late United States Senator Daniel K. Inouye and the late United States Representative Patsy T. Mink and to appropriate $250,000 from the Works of Art Special Fund for the commission of the artwork.

The late Senator Daniel K. Inouye and the late Representative Patsy T. Mink are both worthy recipients of the honorable memorials that this bill seeks to create. However, I am concerned about the use of Works of Art Special Fund for design and consultation of these memorials rather than their actual construction.

For the foregoing reasons, Senate Bill No. 614, S.D. 1, H.D. 2, C.D. 1 will become law as Act 281, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1388, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 867, S.D. 2, H.D. 1, C.D. 1

Senate Bill No. 867, S.D. 2, H.D. 1, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to increase the cap on base monthly contributions for health benefit plans for retired employees under the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) by five percent, beginning January 1, 2014.

Health care costs continue to rise, and this bill is a response to those increases. However, increasing the base monthly contribution rate will increase the unfunded liability of the EUTF and the total liability calculation. This bill will result in increased costs for employers who will have to contribute more for retirees. I encourage the Legislature to work with state departments to continue to explore long-term solutions to addressing the State's unfunded liabilities.

For the foregoing reasons, Senate Bill No. 867, S.D. 2, H.D. 1, C.D. 1 will become law as Act 282, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1389, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 911, S.D. 1, H.D. 1, C.D. 1

Senate Bill No. 911, S.D. 1, H.D. 1, C.D. 1, entitled "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to appropriate $12 million each year of the fiscal biennium for employment costs for the Hawaii Health Systems Corporation (HHSC).

I have concerns regarding this appropriation as the circumstances surrounding the administration of HHSC are currently in a state of flux. The governance structure of HHSC and the resultant fiscal impacts should be further examined.

For the foregoing reasons, Senate Bill No. 911, S.D. 1, H.D. 1, C.D. 1 will become law as Act 283, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1390, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 966, H.D. 1, C.D. 1

Senate Bill No. 966, H.D. 1, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to adopt the Uniform Mediation Act of the National Conference of Commissioners on Uniform State Laws.

Concerns have been raised regarding confidentiality in these proceedings and the possibility that potential agreements may be vulnerable to claims of malpractice or misconduct by the mediator. Although I am cautiously optimistic that other states have successfully implemented similar laws without experiencing severe setbacks, I encourage the Legislature and other stakeholders to monitor the implementation of this measure and make necessary adjustments in the future.

For the foregoing reasons, Senate Bill No. 966, H.D. 1, C.D. 1 will become law as Act 284, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1391, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 1214, S.D. 1, H.D. 2, C.D. 1

Senate Bill No. 1214, S.D. 1, H.D. 2, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO TRANSPORTATION" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to repeal the Commission on Transportation and to prohibit any entity from applying a wheel boot to a motor vehicle on any public or private property.

Although wheel boots may be a viable alternative to towing, especially on private property, further exploration is necessary. This is a new way of doing business that affects people's personal property and such businesses should be regulated, similar to regulation of the towing industry. I urge the Legislature to consider such regulation in the future.

For the foregoing reasons, Senate Bill No. 1214, S.D. 1, H.D. 2, C.D. 1 will become law as Act 285, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1392, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 1265, S.D. 1, H.D. 1, C.D. 1

Senate Bill No. 1265, S.D. 1, H.D. 1, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO CONTRACTS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to increase the cap that professional locators, including attorneys, may charge to locate, deliver, recover, or assist in the recovery of property that is presumed to be abandoned from ten percent to twenty-five percent of the value of the property.

The fee structure of the bill is overly broad and should be refined to protect the public interest. I encourage the Legislature to further review this issue next session.

For the foregoing reasons, Senate Bill No. 1265, S.D. 1, H.D. 1, C.D. 1 will become law as Act 286, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1393, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 3, S.D. 1, H.D. 2, C.D. 1

Senate Bill No. 3, S.D. 1, H.D. 2, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to make changes to the Office of Hawaiian Affairs election process by replacing the current special election process held in conjunction with the general election with a system of nonpartisan primary and general elections.

Although this bill will make Office of Hawaiian Affairs elections consistent with other nonpartisan elections, it will not likely resolve the issues of low participation and candidates being elected by a low margin. However, it is a step forward in narrowing the field through a primary election, thereby allowing the general election winner to reflect a larger portion of the votes and reflecting a larger representation of the majority.

For the foregoing reasons, Senate Bill No. 3, S.D. 1, H.D. 2, C.D. 1 will become law as Act 287, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1394, dated July 8, 2013, informing the House that on July 9, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: Senate Bill No. 1388, S.D. 2, H.D. 2, C.D. 1

Senate Bill No. 1388, S.D. 2, H.D. 2, C.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend the composition of the Research Corporation of the University of Hawaii's Board of Directors, modify the procurement exemption for certain construction contracts, remove the University President as the President of the Research Corporation, and cap the Executive Director's salary.

The Research Corporation of the University of Hawaii (RCUH) is important to the University of Hawaii and to the State. RCUH facilitates the UH's ability to facilitate externally funded initiatives, such as federal grant programs, and to administer grants and contracts to support important research, development and training functions for the University and for the general welfare of the state. This legislation addresses RCUH's role and leadership to affirm the organization's focus.

However, the composition of the RCUH governing board set forth in this bill leaves gaps in describing the expected competencies of individuals, only naming the professional backgrounds of only three appointees and not identifying the characteristics of the other five members of the board, relying instead entirely on the good judgment of the appointing parties to select appropriate individuals and to ensure balance of the board in important qualities such as experience. We should hold all

appointing authorities, whether the Governor, President of the Senate, or Speaker of the House of Representatives, to a high standard in appointing individuals of competence, judgment, and integrity.

For the foregoing reasons, Senate Bill No. 1388, S.D. 2, H.D. 2, C.D. 1 will become law as Act 288, Session Laws of Hawaii 2013, effective July 9, 2013, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

DEPARTMENTAL & MISCELLANEOUS COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT OF THE 2013 LEGISLATURE SINE DINE

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 106 through 109, 111, and 114 through 134) were received by the Clerk and were placed on file:

Dept. Com. No. 106, from the Office of the Auditor, dated May 6, 2013, transmitting a letter in response to H.C.R. No. 165 (2010).

Dept. Com. No. 107, from the City Clerk, City and County of Honolulu, dated May 8, 2013, transmitting Resolution No. 13-81, C.D. 1, F.D. 1, which was adopted by the Council of the City and County of Honolulu on May 8, 2013.

Dept. Com. No. 108, from the Office of the Auditor, dated May 23, 2013, transmitting the State of Hawaii Comprehensive Annual Financial Report and Single Audit Report, and financial statement and single audit reports issued during FY2013 for the following departments pursuant to Chapter 23, HRS: Accounting and General Services; Attorney General; Budget and Finance; Business, Economic Development & Tourism; Defense; Education; Hawaiian Home Lands; Health; Human Services; Labor and Industrial Relations; and Transportation.

Dept. Com. No. 109, from the City and County of Honolulu Police Department, dated May 24, 2013, transmitting a Report of Security Breach pursuant to Chapter 487N, HRS.

Dept. Com. No. 111, from the Office of the Auditor, dated May 14, 2013, transmitting Report No. 13-04, Procurement Examination of the Department of Transportation, pursuant to Section 23-9, HRS.

Dept. Com. No. 114, from the Office of the Auditor, dated June 26, 2013, transmitting Report No. 13-05, Removing Amateur Boxing From the Jurisdiction of the State Boxing Commission, pursuant to Section 23-9, HRS.

Dept. Com. No. 115, from the Office of the Auditor, dated July 10, 2013, transmitting Report No. 13-06, Audit of the Kaho'olawe Rehabilitation Trust Fund, pursuant to Section 23-9, HRS.

Dept. Com. No. 116, from the Department of Human Services, dated May 21, 2013, transmitting a report of security breach of personal information, pursuant to Section 487J-2, HRS.

Dept. Com. No. 117, from the Hawaii State Public Library System, dated July 3, 2013, transmitting a report on vacant positions abolished, pursuant to Act 134, SLH 2013.

Dept. Com. No. 118, from the Public Utilities Commission, dated July 9, 2013, transmitting a Report on the Application of Maui Electric Company, Limited for Approval of Rate Increases and Revised Rate Schedules and Rules, PUC Docket No. 2011-0092, pursuant to Section 269-16(d), HRS.

Dept. Com. No. 119, from the Department of Education, dated July 10, 2013, transmitting a report of security breach of personal information, pursuant to Section 487J, HRS.

Dept. Com. No. 120, from the Department of the Attorney General, dated July 17, 2013, transmitting a report on Vacancies Abolished, pursuant to Act 134, SLH 2013.

Dept. Com. No. 121, from the Department of Human Services, dated July 15, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 122, from the Department of Business, Economic Development and Tourism, dated July 18, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 123, from the Department of Land and Natural Resources, dated July 19, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 124, from the Department of Budget and Finance, dated July 23, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 125, from the Office of the Lieutenant Governor, dated July 29, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 126, from the Office of Elections, dated July 30, 2013, transmitting a Report Relating to Office of Elections Budget Provisions, pursuant to Act 164, Section 31, SLH 2011.

Dept. Com. No. 127, from the Department of Commerce and Consumer Affairs, dated July 30, 2013, notifying the Legislature that there were no positions abolished, pursuant to Act 134, SLH 2013.

Dept. Com. No. 128, from the Department of Education, dated July 31, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 129, from the Department of Accounting and General Services, dated July 31, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 130, from the Department of Labor and Industrial Relations, dated August 1, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 131, from the University of Hawai'i, dated August 1, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 132, from the Department of Transportation, dated August 6, 2013, transmitting a report on the circumstances of the changes made to rates and charges, pursuant to Section 261-7(e), HRS.

Dept. Com. No. 133, from the Department of Defense, dated August 12, 2013, transmitting a Report on Abolished Positions, pursuant to Act 134, SLH 2013.

Dept. Com. No. 134, from the State Procurement Office, dated August 12, 2013, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of July 12, 2013 to August 12, 2013, pursuant to Act 222, SLH 2012.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communication (Misc. Com. No. 7) was received by the Clerk and was placed on file:

Misc. Com. No. 7, dated December 2012, transmitting the Interim Report of the Government Contracting Task Force (Formerly the Prompt Payment Task Force), pursuant to S.C.R. No. 28, S.D. 2 (2011) and S.C.R. No. 40, S.D. 1, H.D. 1 (2012).

OTHER COMMUNICATIONS

"STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
425 Queen Street
HONOLULU, HAWAII 96813
(808) 586.1500

May 13, 2013

The Honorable Donna Mercado Kim
President, State Senate
Twenty-Seventh Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Joseph Souki
Speaker, State House of Representatives
Twenty-Seventh Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Kim and Speaker Souki:

RE: Act 51, Session Laws of Hawaii 2013

Thank you for sending me a copy of your May 3, 2013 letter to the Governor informing him of your agreement fixing the amount of the daily allowance for a lieutenant governor who is not a legal resident of Oahu who is required to remain away from the island of his legal residence overnight, to conduct official business.

I am writing to advise that a copy of your letter should be included in the official record of the Twenty-Seventh Legislature to evidence your having fixed the amount of the allowance as specified in the amendment to Haw. Rev. Stat. § 26-1 that was enacted in Act 51 earlier this year.

Very truly yours,
/s/ David M. Louie
David M. Louie
Attorney General

c: The Honorable Shan Tsutsui"

"HAWAII STATE LEGISLATURE
STATE CAPITOL
415 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813

May 3, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
Executive Chambers
State Capitol
Honolulu, HI 96813

Dear Governor Abercrombie:

The Lieutenant Governor has indicated that his legal residence is on the island of Maui. Pursuant to Act 51, Session Laws of Hawaii 2013, we are hereby setting the daily single rate of $175.00 to cover personal expenses of the Lieutenant Governor while conducting official business on the island of Oahu.

/s/ Donna Mercado Kim	/s/ Joseph M. Souki
Donna Mercado Kim	Joseph M. Souki
President of the Senate	Speaker of the House of Representatives
5/3/13	5/3/13
Date	Date

cc: Office of the Lieutenant Governor
Attorney General
Director of Finance
State Comptroller"