

## THIRTY-FIFTH DAY

Tuesday, March 23, 2004

The Senate of the Twenty-Second Legislature of the State of Hawaii, Regular Session of 2004, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawaii State Senate, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirty-Fourth Day.

At 12:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 374 to 412) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 374, submitting for consideration and confirmation as the State Administrator of the State Health Planning Development Agency, the nomination of DAVID T. SAKAMOTO, MD, MBA, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 375, submitting for consideration and confirmation to the Board of Agriculture, the nomination of ALAN H. GOTTLIEB, term to expire June 30, 2005, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 376, submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, the nomination of WILLES LEE, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 377, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of JAMES P. EPURE MD, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 378, submitting for consideration and confirmation to the Environmental Council, the nomination of SHAD S. KANE, term to expire June 30, 2008, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 379, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of MILTON K. PA, term to expire June 30, 2008, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 380, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of TERRI FUJII, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 381, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of PATRICK S. SAKA, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 382, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of MARK H. YAMAKAWA, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 383, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of WAYNE S. HIGAKI, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 384, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of KERRY A.K. INOUE, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 385, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of PAUL PRESCOTT PAIVA, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 386, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of ALAN R. PARKER, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 387, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of ANDREW W. CHAR, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 388, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of JOAN DOBBS PH.D., C.N.S., term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 389, submitting for consideration and confirmation to the Health Planning Council, Kaua'i County Subarea, the nomination of LILI BRYAN-CONANT, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 390, submitting for consideration and confirmation to the Health Planning Council, Kaua'i County Subarea, the nomination of ALAN R. KIMURA, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 391, submitting for consideration and confirmation to the Health Planning Council, Kaua'i County Subarea, the nomination of TRINIDAD RAVAL, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 392, submitting for consideration and confirmation to the Health Planning Council, Kaua'i County Subarea, the nomination of ELIZABETH UBAY, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 393, submitting for consideration and confirmation to the Board of Directors of the Housing and Community Development Corporation of Hawai'i, the nomination of CHARLES G. KING, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 394, submitting for consideration and confirmation to the Board of Directors of the Housing and Community Development Corporation of Hawai'i, the nomination of TRAVIS O. THOMPSON, term to expire June

30, 2008, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 395, submitting for consideration and confirmation to the Island Burial Council, Island of Kaua'i and Ni'ihau, the nomination of DONNA A'ANA-NAKAHARA, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 396, submitting for consideration and confirmation to the Island Burial Council, Island of Kaua'i and Ni'ihau, the nomination of BARBARA J. SAY, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 397, submitting for consideration and confirmation to the Island Burial Council, Island of Kaua'i and Ni'ihau, the nomination of HENRIETTA ESTHER KULAMANU THAXTON, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 398, submitting for consideration and confirmation to the Island Burial Council, Island of Maui and Lanai, the nomination of MEI LEE WONG, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 399, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of CY M. BRIDGES, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 400, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of KALEI S. KINI, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 401, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of DALE B. BONAR, term to expire June 30, 2008, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 402, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of RICHARD F. HUGHES PH.D., term to expire June 30, 2008, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 403, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of LLOYD LEE LOOPE, term to expire June 30, 2008, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 404, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of ARLENE E. ILAE, term to expire June 30, 2004, was referred to the Committee on Education.

Gov. Msg. No. 405, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of ARLENE E. ILAE, term to expire June 30, 2008, was referred to the Committee on Education.

Gov. Msg. No. 406, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of KEVIN MULLIGAN, term to expire June 30, 2007, was referred to the Committee on Education.

Gov. Msg. No. 407, submitting for consideration and confirmation to the Public Utilities Commission (PUC), the nomination of CARLITO P. CALIBOSO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 408, submitting for consideration and confirmation to the Board of Registration of the Island of Oahu, the nomination of MAUREEN K. MURAOKA, term to expire June 30, 2008, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 409, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, the nomination of KYOKO Y. KIMURA, term to expire June 30, 2008, was referred to the Committee on Tourism.

Gov. Msg. No. 410, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of WAYNE A. SALAS, term to expire June 30, 2008, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 411, submitting for consideration and consent, the nomination of GLENN S. HARA to the office of Judge, Circuit Court of the Third Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 412, advising the Senate of the withdrawal of the nominations of :

SUSAN A. WADA to the Health Planning Council, Windward Oahu Subarea, under Gov. Msg. No. 243, dated February 17, 2004; and

P.Y. YANG to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, under Gov. Msg. No. 307, dated February 17, 2004,

was placed on file.

In compliance with Gov. Msg. No. 412, the nominations listed under Gov. Msg. Nos. 243 and 307 were returned.

### JUDICIARY COMMUNICATION

Jud. Com. No. 4, submitting for consideration and consent, the nomination of BARBARA T. TAKASE to the Office of Judge, District Court of the Third Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary and Hawaiian Affairs.

### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 58 to 104) were read by the Clerk and were referred to committees or were deferred:

#### Senate Concurrent Resolution

No. 58 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A PUBLIC AND PRIVATE PARTNERSHIP TO DEVELOP A RAILROAD FROM WEST

OAHU THROUGH CENTRAL OAHU TO THE NORTH SHORE OF OAHU.”

Offered by: Senators Espero, Aduja, Kanno, Kawamoto, Bunda, Menor.

Referred to: Jointly to the Committee on Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 59 “SENATE CONCURRENT RESOLUTION URGING THE RENAMING OF THE ‘CONCEPT CAR’ DODGE KAHUNA.”

Offered by: Senators Espero, Baker, English, Trimble, Kanno, Kawamoto, Sakamoto, Menor, Inouye, Chun Oakland, Hanabusa.

Referred to: Jointly to the Committee on Science, Arts, and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 60 “SENATE CONCURRENT RESOLUTION REQUESTING MEMBERS OF CONGRESS TO INCLUDE WAIVERS OR MAKE CHANGES TO NO CHILD LEFT BEHIND AND PROVIDE SUFFICIENT FUNDING THAT WILL ALLOW HAWAII TO USE THE LAW AS AN OPPORTUNITY TO IMPROVE EDUCATION.”

Offered by: Senator Sakamoto.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 61 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FISCAL AUDIT OF THE DEPARTMENT OF EDUCATION’S HAWAIIAN STUDIES PROGRAM.”

Offered by: Senator Sakamoto.

Referred to: Jointly to the Committee on Education and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 62 “SENATE CONCURRENT RESOLUTION REQUESTING A REPORT FROM THE DEPARTMENT OF EDUCATION THAT SURVEYS EACH INDIVIDUAL CHARTER SCHOOL IN THE STATE OF HAWAII TO DETERMINE ITS FUNCTION, LOCATION, ENROLLMENT, STAFF SIZE, STUDENT SIZE, OPERATING AND MAINTENANCE COSTS, PHYSICAL CONDITION, CURRENT STATUS, AND PROJECTED FUTURE NEEDS.”

Offered by: Senator Sakamoto.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 63 “SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO EXPAND THE HAWAII CAPITAL SPECIAL DISTRICT TO ENCOURAGE THE MAXIMUM INVOLVEMENT AND SUPPORT OF ALL ORGANIZATIONS, PRIVATE AND PUBLIC, IN A COLLABORATIVE PROCESS WITH THE STATE FOUNDATION ON CULTURE AND ARTS TO PLAN FOR, SUSTAIN, AND PROMOTE CULTURE AND THE ARTS IN HAWAII.”

Offered by: Senators Ige, Aduja, Ihara, Baker.

Referred to: Jointly to the Committee on Science, Arts, and Technology and the Committee on Transportation, Military Affairs, and Government Operations

No. 64 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH COMMERCIAL TOUR OPERATORS AND FISHERMEN IN THE WAIANAE AREA TO FORMULATE A MANAGEMENT STRATEGY TO PROTECT THE HAWAIIAN SPINNER DOLPHIN POPULATION.”

Offered by: Senator Fukunaga.

Referred to: Committee on Water, Land, and Agriculture

No. 65 “SENATE CONCURRENT RESOLUTION URGING HIGHER EDUCATION INSTITUTIONS TO REFUND OR REIMBURSE TUITION MONEY TO STUDENT MEMBERS OF THE HAWAII NATIONAL GUARD OR MILITARY RESERVES WHO ARE DEPLOYED DURING A SCHOOL SESSION.”

Offered by: Senator Sakamoto.

Referred to: Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 66 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND REPORT TO THE LEGISLATURE ON THE MEDICAL USE OF MARIJUANA.”

Offered by: Senator Kawamoto.

Referred to: Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs

No. 67 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE WORKFORCE DEVELOPMENT COUNCIL TO REPORT TO THE LEGISLATURE ON ACTIONS THAT HAVE BEEN UNDERTAKEN WITH REGARD TO THE IDENTIFICATION AND DEVELOPMENT OF INDUSTRY CLUSTERS, THE DEVELOPMENT OF LABOR SUPPLY AND DEMAND MATRICES, AND THE EXPANSION OF THE EDUCATIONAL PIPELINE SUBSEQUENT TO THE ENACTMENT OF ACT 148, SESSION LAWS OF HAWAII 2003.”

Offered by: Senators Fukunaga, Kanno, Kim, Chun Oakland, Slom, Kokubun, Aduja, Ihara.

Referred to: Committee on Economic Development, then to the Committee on Labor

No. 68 “SENATE CONCURRENT RESOLUTION REQUESTING A PILOT PROGRAM TO SUPPORT THE EFFORTS OF THE HAWAII CHAMBER OF COMMERCE OF NORTHERN CALIFORNIA IN PROMOTING HAWAII AND ITS PRODUCTS.”

Offered by: Senators Fukunaga, Kim, Chun Oakland, Kokubun, Bunda, Inouye, Slom, Baker, Taniguchi.

Referred to: Jointly to the Committee on Economic Development and the Committee on Tourism, then to the Committee on Ways and Means

No. 69 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO MAKE PHYSICAL EDUCATION MANDATORY IN ALL GRADE LEVELS AND INTEGRATE PHYSICAL ACTIVITY INTO THE CLASSES OF ALL SUBJECT MATTER."

Offered by: Senators Chun Oakland, Hanabusa, Aduja, Trimble, Inouye, Kokubun.

Referred to: Jointly to the Committee on Education and the Committee on Health

No. 70 "SENATE CONCURRENT RESOLUTION RECOGNIZING 2004 AS THE YEAR OF POLIO AWARENESS IN THE STATE OF HAWAII."

Offered by: Senator Chun Oakland.

Referred to: Jointly to the Committee on Health and the Committee on Human Services

No. 71 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF GAY, LESBIAN, BISEXUAL, AND TRANSGENDER YOUTH OF HAWAII."

Offered by: Senator Chun Oakland.

Referred to: Jointly to the Committee on Education and the Committee on Judiciary and Hawaiian Affairs

No. 72 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, OFFICE OF THE PUBLIC GUARDIAN, AND ALL PROVIDERS OF LONG-TERM CARE SERVICES TO CONSIDER TRANSFER TRAUMA BEFORE RELOCATING FACILITY RESIDENTS AND TAKE NECESSARY STEPS TO MITIGATE THE POSSIBLE IMPACT ON THE HEALTH, SAFETY, AND WELFARE OF FACILITY RESIDENTS."

Offered by: Senator Chun Oakland.

Referred to: Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

No. 73 "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HOUSING AND THE HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE TO CONVENE JOINT INFORMATIONAL BRIEFINGS TO DETERMINE WHETHER THE SALE OF VERIZON HAWAII, INC., IS IN THE PUBLIC INTEREST, AND THE FEASIBILITY OF THE PUBLIC UTILITIES COMMISSION ACQUIRING VERIZON HAWAII, INC., AND OPERATING IT AS A COOPERATIVE VENTURE."

Offered by: Senators Fukunaga, Ige.

Referred to: Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Economic Development

No. 74 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII ATHLETIC DEPARTMENT TO EXAMINE THE FEASIBILITY OF ABOLISHING THE ALOHA STADIUM AUTHORITY AND TRANSFERRING ITS FUNCTIONS TO THE UNIVERSITY OF HAWAII."

Offered by: Senator Bunda, by request.

No. 75 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, AND UNIVERSITY OF HAWAII TO RECOGNIZE THE IMPORTANCE OF THE CONTRIBUTIONS OF FAMILY CAREGIVERS AND TO SUPPORT THEM IN SERVING THE STATE'S LONG-TERM CARE NEEDS."

Offered by: Senators Baker, Ige.

No. 76 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A COORDINATED STATEWIDE EFFORT TO ADDRESS FETAL ALCOHOL SPECTRUM DISORDER."

Offered by: Senators Baker, Hooser, Hogue, Chun Oakland, Kokubun.

No. 77 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DECLARE 2004 AS THE 'YEAR OF POLIO AWARENESS' IN HAWAII."

Offered by: Senator Baker.

No. 78 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF DENTAL EXAMINERS TO ADOPT MEASURES THAT DISCOURAGE DENTISTS FROM REFUSING PATIENTS COVERED BY GOVERNMENTALLY SPONSORED MEDICAL INSURANCE PROGRAMS."

Offered by: Senators Baker, Fukunaga, Chun Oakland, Hooser, Kokubun.

No. 79 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE COUNCIL ON DEVELOPMENTAL DISABILITIES TO CONVENE A TASK FORCE TO IDENTIFY ISSUES AND SOLUTIONS REGARDING INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES AND THEIR CHOICE OF RESIDENTIAL SETTING."

Offered by: Senators Baker, Hogue, Fukunaga, Chun Oakland, Hooser, Kokubun.

No. 80 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REESTABLISH THE SCHOOL OF PUBLIC HEALTH."

Offered by: Senators Baker, Ige.

No. 81 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE COMMISSION ON THE STATUS OF WOMEN TO ESTABLISH AND UTILIZE THE SELF-SUFFICIENCY STANDARD TO REPLACE THE FEDERAL POVERTY LEVEL STANDARD."

Offered by: Senators Fukunaga, Baker, Chun Oakland, Kim, Kokubun, Taniguchi.

No. 82 "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EVALUATE CHILD

SUPPORT ADJUSTMENTS FOR ACTIVATED MILITARY PERSONNEL AND RECOMMEND SOLUTIONS.”

Offered by: Senators Hanabusa, Kawamoto, Aduja, Espero, Baker, Hemmings, Kanno, Chun Oakland, English, Hogue, Fukunaga, Kokubun, Whalen.

No. 83 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF YOUTH SERVICES, ATTORNEY GENERAL, FAMILY COURT, COUNTY PROSECUTORS, JUDICIARY, DEPARTMENT OF HUMAN SERVICES, DEPARTMENT OF HEALTH, DEPARTMENT OF EDUCATION, JUVENILE JUSTICE CENTER, AND PRIVATE AGENCIES TO SUPPLY INFORMATION REGARDING THE TYPES OF SERVICES AND ALLOCATIONS FOR SUCH SERVICES PROVIDED TO PRE-ADJUDICATED AND ADJUDICATED JUVENILE OFFENDERS TO THE STEERING COMMITTEE OF THE HAWAII JUVENILE JUSTICE PROJECT AND THE TWENTY-THIRD SESSION OF THE HAWAII STATE LEGISLATURE.”

Offered by: Senators Hanabusa, Chun Oakland, English.

No. 84 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT FINANCIAL AND MANAGEMENT AUDITS OF THE OFFICE OF YOUTH SERVICES INCLUDING BUT NOT LIMITED TO PURCHASE OF SERVICES AND ANY CONTRACT OR AGREEMENT ENTERED INTO BY THE OFFICE OF YOUTH SERVICES, INCLUDING THE HAWAII YOUTH CORRECTIONAL FACILITY.”

Offered by: Senators Hanabusa, English, Chun Oakland.

No. 85 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF AGRICULTURE TO CONSIDER AND INCORPORATE THE IMPORTANCE OF ECONOMIC FACTORS AND IMPACTS IN LAWS, RULES, AND POLICIES CONCERNING THE CONSERVATION OF FORESTRY AND AGRICULTURAL RESOURCES.”

Offered by: Senator Inouye.

No. 86 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK IN CONJUNCTION WITH THE YOUTH OF THE FIRST REPRESENTATIVE DISTRICT AND COMMUNITY AGENCIES IN THE AREA TO DEVELOP COMMUNITY-BASED YOUTH PROGRAMS.”

Offered by: Senator Inouye.

No. 87 “SENATE CONCURRENT RESOLUTION REQUESTING THE RENAMING OF THE OLD KONA AIRPORT STATE RECREATION AREA AS THE KIYONO KUNITAKE STATE RECREATION AREA.”

Offered by: Senators Whalen, Kokubun, Inouye.

No. 88 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF INTERISLAND AIR CARRIER FARE PRICE MECHANISMS.”

Offered by: Senators Kokubun, Baker, English, Hooser, Tsutsui, Inouye, Sakamoto, Kanno, Taniguchi.

No. 89 “SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE DEPARTMENT OF PUBLIC SAFETY, NARCOTICS ENFORCEMENT DIVISION.”

Offered by: Senators Slom, Hemmings, Chun Oakland, Espero, Trimble, Hogue, Sakamoto, English, Ige, Ihara, Whalen.

No. 90 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP A PROGRAM TO ENSURE THAT ALL SCHOOLS ARE STAFFED WITH SCHOOL HEALTH AIDE PERSONNEL.”

Offered by: Senator Sakamoto.

No. 91 “SENATE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH A TASK FORCE TO ADDRESS PROBLEMS FACED BY MILITARY IMPACTED SCHOOLS.”

Offered by: Senator Sakamoto.

No. 92 “SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH.”

Offered by: Senator Sakamoto.

No. 93 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF MONEY TRANSMITTERS.”

Offered by: Senator Menor.

No. 94 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON A PROHIBITION ON INSURER-OWNED REPAIR SHOPS.”

Offered by: Senator Menor.

No. 95 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT RULES TO ALLOW PRIVATE PAY PATIENTS TO RECEIVE DAY CONTINUING SERVICES, INCLUDING MENTAL HEALTH TREATMENT, PSYCHOSOCIAL REHABILITATION SERVICES, AND OTHER COMMUNITY SUPPORT ON A VOLUNTARY BASIS ON A GRADUATED FEES SCHEDULE.”

Offered by: Senator Menor, by request.

No. 96 “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO AMEND THE LAWS ON IMMIGRATION TO ALLOW IMMIGRATION AUTHORITIES TO EXERCISE JUDICIAL DISCRETION IN A PROCEEDING TO DEPORT AN ALIEN CONVICTED OF A CRIME AND TO ALLOW A CONVICTED ALIEN TO SEEK A WAIVER FROM DEPORTATION UPON DEMONSTRATION OF SUCCESSFUL REHABILITATION EVIDENCED BY NO SUBSEQUENT CRIMINAL CONVICTIONS.”

Offered by: Senators Menor, Bunda, Aduja, Inouye, Espero, Kim.

No. 97 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. 3587 TO BENEFIT FILIPINO WORLD WAR II VETERANS AND THEIR FAMILIES."

Offered by: Senators Menor, Espero, Aduja, Kim, Inouye, Bunda.

No. 98 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS THE ECONOMIC IMPACTS OF THE DEPLOYMENT OF THE 25TH INFANTRY DIVISION."

Offered by: Senators Menor, Kawamoto, Aduja, Bunda, Chun Oakland, Fukunaga, Hanabusa, Tsutsui, Hooser, English, Ige, Ihara, Inouye, Espero, Kokubun, Sakamoto, Baker, Kim, Taniguchi, Kanno.

No. 99 "SENATE CONCURRENT RESOLUTION REQUESTING DEL MONTE AND THE GALBRAITH ESTATE TO ALLOW RESIDENTS TO CONTINUE TO RESIDE AT POAMOHO CAMP UNTIL AT LEAST DECEMBER 2005, TO ALLOW THE RESIDENTS TIME TO FIND HOUSING SOLUTIONS OR AFFORDABLE ALTERNATIVE HOUSING."

Offered by: Senators Bunda, Aduja, Inouye, English, Whalen, Tsutsui, Hooser, Kawamoto, Ige, Kanno, Ihara, Chun Oakland, Hemmings.

No. 100 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO REDUCE BARRIERS TO TRAVEL AND PROMOTE TOURISM BETWEEN THE PHILIPPINES AND HAWAII."

Offered by: Senator Kim.

No. 101 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE EAST-WEST CENTER TO CONDUCT AN INVENTORY OF INTERNATIONAL ACTIVITIES IN HAWAII TO AID BUSINESS, GOVERNMENT, AND CIVIC ORGANIZATIONS."

Offered by: Senators Kokubun, Tsutsui, Trimble, Slom, Sakamoto, Taniguchi, Kanno, Espero.

No. 102 "SENATE CONCURRENT RESOLUTION URGING THE HONOLULU DISTRICT OFFICE OF THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES TO AUTHORIZE THE ENTRY OF FILIPINO LONGLINE FISHERMEN WITH VALID TRANSIT VISAS."

Offered by: Senators Kawamoto, Aduja, Menor.

No. 103 "SENATE CONCURRENT RESOLUTION URGING SUPPORT FOR COMPLETION OF CONNECTIONS BETWEEN AND ENHANCEMENTS TO THE LEEWARD BIKE PATH AND PEARL HARBOR HISTORIC TRAIL."

Offered by: Senators Espero, Kawamoto, Kanno, Ige, Sakamoto, Hanabusa, English, Kokubun.

No. 104 "SENATE CONCURRENT RESOLUTION REQUESTING LEGISLATIVE STAFF PERSONNEL WHO HOLD OUTSIDE EMPLOYMENT OR WHOSE IMMEDIATE FAMILY MEMBERS HAVE BUSINESS

BEFORE THE LEGISLATURE, TO FILE A DISCLOSURE FORM WITH THE LEGISLATIVE REFERENCE BUREAU."

Offered by: Senators Ihara, Hooser.

### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 26 to 56) were read by the Clerk and were referred to committees or were deferred:

#### Senate Resolution

No. 26 "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A PUBLIC AND PRIVATE PARTNERSHIP TO DEVELOP A RAILROAD FROM WEST OAHU THROUGH CENTRAL OAHU TO THE NORTH SHORE OF OAHU."

Offered by: Senators Espero, Aduja, Kanno, Kawamoto, Bunda, Menor.

Referred to: Jointly to the Committee on Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 27 "SENATE RESOLUTION URGING THE RENAMING OF THE 'CONCEPT CAR' DODGE KAHUNA."

Offered by: Senators Espero, Baker, English, Trimble, Kanno, Kawamoto, Sakamoto, Menor, Inouye, Chun Oakland, Hanabusa.

Referred to: Jointly to the Committee on Science, Arts, and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 28 "SENATE RESOLUTION REQUESTING MEMBERS OF CONGRESS TO INCLUDE WAIVERS OR MAKE CHANGES TO NO CHILD LEFT BEHIND AND PROVIDE SUFFICIENT FUNDING THAT WILL ALLOW HAWAII TO USE THE LAW AS AN OPPORTUNITY TO IMPROVE EDUCATION."

Offered by: Senator Sakamoto.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 29 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH COMMERCIAL TOUR OPERATORS AND FISHERMEN IN THE WAIANAE AREA TO FORMULATE A MANAGEMENT STRATEGY TO PROTECT THE HAWAIIAN SPINNER DOLPHIN POPULATION."

Offered by: Senator Fukunaga.

Referred to: Committee on Water, Land, and Agriculture

No. 30 "SENATE RESOLUTION URGING HIGHER EDUCATION INSTITUTIONS TO REFUND OR REIMBURSE TUITION MONEY TO STUDENT MEMBERS OF THE HAWAII NATIONAL GUARD OR MILITARY RESERVES WHO ARE DEPLOYED DURING A SCHOOL SESSION."

Offered by: Senator Sakamoto.

Referred to: Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 31 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE WORKFORCE DEVELOPMENT COUNCIL TO REPORT TO THE LEGISLATURE ON ACTIONS THAT HAVE BEEN UNDERTAKEN WITH REGARD TO THE IDENTIFICATION AND DEVELOPMENT OF INDUSTRY CLUSTERS, THE DEVELOPMENT OF LABOR SUPPLY AND DEMAND MATRICES, AND THE EXPANSION OF THE EDUCATIONAL PIPELINE SUBSEQUENT TO THE ENACTMENT OF ACT 148, SESSION LAWS OF HAWAII 2003."

Offered by: Senators Fukunaga, Chun Oakland, Kim, Slom, Aduja, Ihara, Kanno, Kokubun.

Referred to: Committee on Economic Development, then to the Committee on Labor

No. 32 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND REPORT TO THE LEGISLATURE ON THE MEDICAL USE OF MARIJUANA."

Offered by: Senator Kawamoto.

Referred to: Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs

No. 33 "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HOUSING AND THE HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE TO CONVENE JOINT INFORMATIONAL BRIEFINGS TO DETERMINE WHETHER THE SALE OF VERIZON HAWAII, INC., IS IN THE PUBLIC INTEREST, AND THE FEASIBILITY OF THE PUBLIC UTILITIES COMMISSION ACQUIRING VERIZON HAWAII, INC., AND OPERATING IT AS A COOPERATIVE VENTURE."

Offered by: Senators Fukunaga, Ige.

Referred to: Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Economic Development

No. 34 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII ATHLETIC DEPARTMENT TO EXAMINE THE FEASIBILITY OF ABOLISHING THE ALOHA STADIUM AUTHORITY AND TRANSFERRING ITS FUNCTIONS TO THE UNIVERSITY OF HAWAII."

Offered by: Senator Bunda, by request.

No. 35 "SENATE RESOLUTION URGING THE GOVERNOR, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, AND UNIVERSITY OF HAWAII TO RECOGNIZE THE IMPORTANCE OF THE CONTRIBUTIONS OF FAMILY CAREGIVERS AND TO SUPPORT THEM IN SERVING THE STATE'S LONG-TERM CARE NEEDS."

Offered by: Senators Baker, Ige.

No. 36 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A COORDINATED STATEWIDE EFFORT TO ADDRESS FETAL ALCOHOL SPECTRUM DISORDER."

Offered by: Senators Baker, Hooser, Menor, Hogue, Chun Oakland, Kokubun.

No. 37 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO DECLARE 2004 AS THE 'YEAR OF POLIO AWARENESS' IN HAWAII."

Offered by: Senator Baker.

No. 38 "SENATE RESOLUTION REQUESTING THE BOARD OF DENTAL EXAMINERS TO ADOPT MEASURES THAT DISCOURAGE DENTISTS FROM REFUSING PATIENTS COVERED BY GOVERNMENTALLY SPONSORED MEDICAL INSURANCE PROGRAMS."

Offered by: Senators Baker, Fukunaga, Hooser, Kokubun.

No. 39 "SENATE RESOLUTION REQUESTING THE HAWAII STATE COUNCIL ON DEVELOPMENTAL DISABILITIES TO CONVENE A TASK FORCE TO IDENTIFY ISSUES AND SOLUTIONS REGARDING INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES AND THEIR CHOICE OF RESIDENTIAL SETTING."

Offered by: Senators Baker, Hogue, Fukunaga, Chun Oakland, Hooser, Kokubun.

No. 40 "SENATE RESOLUTION REQUESTING THE HAWAII STATE COMMISSION ON THE STATUS OF WOMEN TO ESTABLISH AND UTILIZE THE SELF-SUFFICIENCY STANDARD TO REPLACE THE FEDERAL POVERTY LEVEL STANDARD."

Offered by: Senators Fukunaga, Baker, Chun Oakland, Kim, Kokubun, Taniguchi.

No. 41 "SENATE RESOLUTION CONVENING A TASK FORCE TO EVALUATE CHILD SUPPORT ADJUSTMENTS FOR ACTIVATED MILITARY PERSONNEL AND RECOMMEND SOLUTIONS."

Offered by: Senators Hanabusa, Kawamoto, Aduja, Baker, Hemmings, Kanno, Chun Oakland, English, Hogue, Fukunaga, Kokubun, Whalen.

No. 42 "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF AGRICULTURE TO CONSIDER AND INCORPORATE THE IMPORTANCE OF ECONOMIC FACTORS AND IMPACTS IN LAWS, RULES, AND POLICIES CONCERNING THE CONSERVATION OF FORESTRY AND AGRICULTURAL RESOURCES."

Offered by: Senator Inouye.

No. 43 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK IN CONJUNCTION WITH THE YOUTH OF THE FIRST REPRESENTATIVE DISTRICT AND COMMUNITY AGENCIES IN THE AREA TO DEVELOP COMMUNITY-BASED YOUTH PROGRAMS."

Offered by: Senator Inouye.

No. 44 "SENATE RESOLUTION REQUESTING THE RENAMING OF THE OLD KONA AIRPORT STATE RECREATION AREA AS THE KIYONO KUNITAKE STATE RECREATION AREA."

Offered by: Senators Whalen, Kokubun, Inouye.

No. 45 "SENATE RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF THE DEPARTMENT OF PUBLIC SAFETY, NARCOTICS ENFORCEMENT DIVISION."

Offered by: Senators Slom, Hemmings, Chun Oakland, Espero, Trimble, Hogue, Sakamoto, English, Ige, Ihara, Whalen.

No. 46 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP A PROGRAM TO ENSURE THAT ALL SCHOOLS ARE STAFFED WITH SCHOOL HEALTH AIDE PERSONNEL."

Offered by: Senator Sakamoto.

No. 47 "SENATE RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH A TASK FORCE TO ADDRESS PROBLEMS FACED BY MILITARY IMPACTED SCHOOLS."

Offered by: Senator Sakamoto.

No. 48 "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH."

Offered by: Senator Sakamoto.

No. 49 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT RULES TO ALLOW PRIVATE PAY PATIENTS TO RECEIVE DAY CONTINUING SERVICES, INCLUDING MENTAL HEALTH TREATMENT, PSYCHOSOCIAL REHABILITATION SERVICES, AND OTHER COMMUNITY SUPPORT ON A VOLUNTARY BASIS ON A GRADUATED FEES SCHEDULE."

Offered by: Senator Menor, by request.

No. 50 "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO AMEND THE LAWS ON IMMIGRATION TO ALLOW IMMIGRATION AUTHORITIES TO EXERCISE JUDICIAL DISCRETION IN A PROCEEDING TO DEPORT AN ALIEN CONVICTED OF A CRIME AND TO ALLOW A CONVICTED ALIEN TO SEEK A WAIVER FROM DEPORTATION UPON DEMONSTRATION OF SUCCESSFUL REHABILITATION EVIDENCED BY NO SUBSEQUENT CRIMINAL CONVICTIONS."

Offered by: Senators Menor, Bunda, Aduja, Inouye, Espero, Kim.

No. 51 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. 3587 TO BENEFIT FILIPINO WORLD WAR II VETERANS AND THEIR FAMILIES."

Offered by: Senators Menor, Espero, Aduja, Kim, Inouye, Bunda.

No. 52 "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO ADDRESS THE ECONOMIC IMPACTS OF THE DEPLOYMENT OF THE 25TH INFANTRY DIVISION."

Offered by: Senators Menor, Kawamoto, Aduja, Bunda, Ige, Chun Oakland, Fukunaga, Kanno, Tsutsui, Ihara, Hooser, English, Inouye, Espero, Kokubun, Sakamoto, Kim, Baker, Taniguchi, Hanabusa.

No. 53 "SENATE RESOLUTION REQUESTING DEL MONTE AND THE GALBRAITH ESTATE TO ALLOW RESIDENTS TO CONTINUE TO RESIDE AT POAMOHO CAMP UNTIL AT LEAST DECEMBER 2005, TO ALLOW THE RESIDENTS TIME TO FIND HOUSING SOLUTIONS OR AFFORDABLE ALTERNATIVE HOUSING."

Offered by: Senators Bunda, Aduja, Inouye, English, Tsutsui, Hooser, Hemmings, Ige, Kanno, Ihara, Kawamoto, Whalen, Chun Oakland.

No. 54 "SENATE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO REDUCE BARRIERS TO TRAVEL AND PROMOTE TOURISM BETWEEN THE PHILIPPINES AND HAWAII."

Offered by: Senator Kim.

No. 55 "SENATE RESOLUTION URGING SUPPORT FOR COMPLETION OF CONNECTIONS BETWEEN AND ENHANCEMENTS TO THE LEEWARD BIKE PATH AND PEARL HARBOR HISTORIC TRAIL."

Offered by: Senators Espero, Kawamoto, Ige, Kanno, Sakamoto, Hanabusa, English, Kokubun.

No. 56 "SENATE RESOLUTION REQUESTING LEGISLATIVE STAFF PERSONNEL WHO HOLD OUTSIDE EMPLOYMENT OR WHOSE IMMEDIATE FAMILY MEMBERS HAVE BUSINESS BEFORE THE LEGISLATURE, TO FILE A DISCLOSURE FORM WITH THE LEGISLATIVE REFERENCE BUREAU."

Offered by: Senators Ihara, Hooser.

#### STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2877) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

MARGARET M. BAXTER, in accordance with Gov. Msg. No. 187;

DAVID F. FRAY, in accordance with Gov. Msg. Nos. 188 and 189;

PAUL K. HIGA, in accordance with Gov. Msg. No. 190;

JOHN L. NOLAND, in accordance with Gov. Msg. No. 191;

DEBORAH J. RIVERS, in accordance with Gov. Msg. No. 192;

HELEN SMALLEY-BOWER, in accordance with Gov. Msg. No. 193;

CHARLENE N. TARR, in accordance with Gov. Msg. No. 194;



PAUL S. VARGAS JR., in accordance with Gov. Msg. No. 195; and

JONNA ZANE PHD, in accordance with Gov. Msg. No. 196.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2877 and Gov. Msg. Nos. 187, 188, 189, 190, 191, 192, 193, 194, 195 and 196 was deferred until Wednesday, March 24, 2004.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2878) recommending that the Senate advise and consent to the nomination of WILLIAM K. KOKI II to the Disability and Communication Access Board, in accordance with Gov. Msg. No. 197.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2878 and Gov. Msg. No. 197 was deferred until Wednesday, March 24, 2004.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2879) recommending that the Senate advise and consent to the nomination of GARY L. BLAICH MD to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, in accordance with Gov. Msg. No. 198.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2879 and Gov. Msg. No. 198 was deferred until Wednesday, March 24, 2004.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2880) recommending that the Senate advise and consent to the nomination of RONALD T. TANIGUCHI to the Drug Product Selection Board, in accordance with Gov. Msg. No. 199.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2880 and Gov. Msg. No. 199 was deferred until Wednesday, March 24, 2004.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2881) recommending that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

BARBARA ARASHIRO, in accordance with Gov. Msg. No. 267;

GARY L. BLAICH MD, in accordance with Gov. Msg. No. 268;

WILLIAM S. BUD BOWLES, in accordance with Gov. Msg. No. 269;

SHELLY H. OGATA, in accordance with Gov. Msg. No. 270;

HALIMAH SHABAZZ, in accordance with Gov. Msg. No. 271;

POE POE SUAAYA III, in accordance with Gov. Msg. No. 272; and

WAYNE SUNAHARA, in accordance with Gov. Msg. No. 273.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2881 and Gov. Msg. Nos. 267, 268, 269, 270, 271, 272 and 273 was deferred until Wednesday, March 24, 2004.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2882) recommending that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

CATHERINE A. ADAMS RN, MSN, in accordance with Gov. Msg. No. 275;

PATTY P. CABANA, in accordance with Gov. Msg. No. 276;

AGNES P. CADIZ, in accordance with Gov. Msg. Nos. 320 and 321;

SALLY T. ISHIKAWA, in accordance with Gov. Msg. No. 323;

JANE K. KADOHIRO DRPH, APRN, in accordance with Gov. Msg. No. 324;

BARBARA P. MATHEWS RN, MSN, CNAA, in accordance with Gov. Msg. No. 325;

PENNYLYNN A. ONTAI, in accordance with Gov. Msg. No. 326;

ROSE ANN POYZER RN, BSN, in accordance with Gov. Msg. Nos. 327 and 328;

ANA MARIA SILVA RN, CAN, BC, in accordance with Gov. Msg. No. 329;

CHEN-YEN WANG PHD, in accordance with Gov. Msg. No. 330;

JOAN PRINDIVILLE WHITE, in accordance with Gov. Msg. No. 331;

AMY E. YASUNAGA RN, MSN, PHDC, in accordance with Gov. Msg. No. 332; and

CLEMENTINA D. CERIA PHD, MS, RN, in accordance with Gov. Msg. No. 364.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2882 and Gov. Msg. Nos. 275, 276, 320, 321, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332 and 364 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2883) recommending that the Senate advise and consent to the nomination of RIKE WEISS to the Board of Acupuncture, in accordance with Gov. Msg. No. 169.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2883 and Gov. Msg. No. 169 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2884) recommending that the Senate advise and consent to the nomination of CHRISTOBAL J. QUINTANA to the State Board of Barbering and Cosmetology, in accordance with Gov. Msg. No. 171.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2884 and Gov. Msg. No. 171 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2885) recommending that the Senate advise and consent to the nominations to the State Board of Chiropractic Examiners of the following:

FRANCIS G. BREWER DC, CICE, in accordance with Gov. Msg. No. 172; and

FLORENTINA J. JOHNASSEN, in accordance with Gov. Msg. No. 173.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2885 and Gov. Msg. Nos. 172 and 173 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2886) recommending that the Senate advise and consent to the nominations to the Contractors License Board of the following:

F.M. SCOTTY ANDERSON, in accordance with Gov. Msg. No. 177;

ERIC CARSON, in accordance with Gov. Msg. No. 178; and

RONALD K. OSHIRO, in accordance with Gov. Msg. No. 179.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2886 and Gov. Msg. Nos. 177, 178 and 179 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2887) recommending that the Senate advise and consent to the nomination of SHARLENE E. SUGANUMA to the Credit Union Advisory Board, in accordance with Gov. Msg. No. 181.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2887 and Gov. Msg. No. 181 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2888) recommending that the Senate advise and consent to the nomination of STANWOOD H. KANNA DDS to the Board of Dental Examiners, in accordance with Gov. Msg. No. 186.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2888 and Gov. Msg. No. 186 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2889) recommending that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

NORMAN N. AHU, in accordance with Gov. Msg. No. 206;

TYRUS KAGAWA, in accordance with Gov. Msg. No. 207; and

ORLANDO L. MATIAS, in accordance with Gov. Msg. No. 208.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2889 and Gov. Msg. Nos. 206, 207 and 208 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2890) recommending that the Senate advise and consent to the nominations to the Board of Physical Therapy of the following:

JULIE TILSON PT, DPT, NCS, in accordance with Gov. Msg. No. 277;

GWEN T. CHINN, in accordance with Gov. Msg. No. 342;

GILBERT PERRY HAGER MD, in accordance with Gov. Msg. No. 343; and

JAMES K. HEWSON, in accordance with Gov. Msg. No. 344.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2890 and Gov. Msg. Nos. 277, 342, 343 and 344 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2891) recommending that the Senate advise and consent to the nominations to the Pest Control Board of the following:

CARLTON L. AGENA RME, in accordance with Gov. Msg. No. 336;

MICHAEL MCINERNY, in accordance with Gov. Msg. Nos. 337 and 339; and

ERIC M. HIGASHIHARA, in accordance with Gov. Msg. No. 338.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2891 and Gov. Msg. Nos. 336, 337, 338 and 339 was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2892) recommending that the Senate advise and consent to the nominations to the Hawai'i Paroling Authority of the following:

DANE K. ODA, in accordance with Gov. Msg. No. 157;

EDWARD M. SLAVISH, in accordance with Gov. Msg. No. 158; and

ALBERT TUFONO, in accordance with Gov. Msg. Nos. 159 and 160.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2892 and Gov. Msg. Nos. 157, 158, 159 and 160 was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2893) recommending that the Senate advise and consent to the nominations to the Civil Rights Commission of the following:

CORAL WONG PIETSCH, in accordance with Gov. Msg. No. 174;

ROGER DANIEL RIZZO, in accordance with Gov. Msg. No. 175; and

LISA ANN S.L. WONG, in accordance with Gov. Msg. No. 176.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2893 and Gov. Msg. Nos. 174, 175 and 176 was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2894) recommending that the Senate advise and consent to the nominations to the Crime Victim Compensation Commission of the following:

LISA A. DUNN, in accordance with Gov. Msg. No. 182; and

REBECCA S. WARD, in accordance with Gov. Msg. No. 183.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2894 and Gov. Msg. Nos. 182 and 183 was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2895) recommending that the Senate advise and consent to the nomination of ALFRED B. CASTILLO JR to the Defender Council, in accordance with Gov. Msg. No. 184.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2895 and Gov. Msg. No. 184 was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2896) recommending that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

SHEILA LEAS, in accordance with Gov. Msg. No. 302; and

SUSAN M. PIRSCH, in accordance with Gov. Msg. No. 310.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2896 and Gov. Msg. Nos. 302 and 310 was deferred until Wednesday, March 24, 2004.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2897) recommending that the Senate advise and consent to the nominations to the Statewide Council on Independent Living of the following:

KIMBERLY M. SHIRAISHI, in accordance with Gov. Msg. No. 249; and

JOHN W. STONE, in accordance with Gov. Msg. No. 250.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2897 and Gov. Msg. Nos. 249 and 250 was deferred until Wednesday, March 24, 2004.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 2898) recommending that the Senate advise and consent to the nomination of KEVIN H.M. CHONG KEE to the Stadium Authority, in accordance with Gov. Msg. Nos. 161 and 162.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2898 and Gov. Msg. Nos. 161 and 162 was deferred until Wednesday, March 24, 2004.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 2899)

recommending that the Senate advise and consent to the nominations to the Small Business Regulatory Review Board of the following:

JEANETTE OTSUKA CHANG, in accordance with Gov. Msg. No. 288;

JOYCE M. EDWARDS, in accordance with Gov. Msg. No. 289;

DORVIN D. LEIS, in accordance with Gov. Msg. No. 290;

EDWARD MACDOWELL, in accordance with Gov. Msg. No. 291; and

BRIAN K. ZINN, in accordance with Gov. Msg. No. 292.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2899 and Gov. Msg. Nos. 288, 289, 290, 291 and 292 was deferred until Wednesday, March 24, 2004.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 2900) recommending that the Senate advise and consent to the nomination of BRENDA K.H. CHING to the Hawai'i Television and Film Development Board, in accordance with Gov. Msg. No. 297.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2900 and Gov. Msg. No. 297 was deferred until Wednesday, March 24, 2004.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2901) recommending that H.B. No. 2022, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2022, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2902) recommending that H.B. No. 2385, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2385, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO VITAL STATISTICS RECORDS BY CHILD SUPPORT ENFORCEMENT AGENCIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2903) recommending that H.B. No. 2020, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2020, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2904) recommending that H.B. No. 1860, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1860, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2905) recommending that H.B. No. 1859, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1859, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2906) recommending that H.B. No. 1885 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1885, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A YOUTH SUMMIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2907) recommending that H.B. No. 2459, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2459, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2908) recommending that H.B. No. 2292, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2292, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR ELECTRONIC FILING, SIGNING, SERVING, CERTIFICATION, AND VERIFICATION OF COURT DOCUMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2909) recommending that H.B. No. 2293 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2293, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE ADULT OFFENDER SUPERVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2910) recommending that H.B. No. 2295, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2295, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIONS ON DELINQUENT COURT-ORDERED PAYMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2911) recommending that H.B. No. 2296, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2296, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF CREDIT AND DEBIT CARDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2912) recommending that H.B. No. 2198, H.D. 1, pass Second Reading and be referred to the Committee on Education.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2198, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH," passed Second Reading and was referred to the Committee on Education.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2913) recommending that H.B. No. 2414 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2414, entitled: "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2914) recommending that H.B. No. 2061, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2061, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2915) recommending that the Senate advise and consent to the nominations to the Elevator Mechanics Licensing Board of the following:

CLIFFORD R. SMITH, in accordance with Gov. Msg. No. 210; and

JUNE J. TAKANO, in accordance with Gov. Msg. Nos. 211 and 212.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2915 and Gov. Msg. Nos. 210, 211 and 212 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2916) recommending that the Senate advise and consent to the nomination of JERRY W. JORDAN to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 274.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2916 and Gov. Msg. No. 274 was deferred until Wednesday, March 24, 2004.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2917) recommending that the Senate advise and consent to the nomination of KAY T. YAMADA to the Board of Directors of the Hawai'i Hurricane Relief Fund, in accordance with Gov. Msg. No. 248.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2917 and Gov. Msg. No. 248 was deferred until Wednesday, March 24, 2004.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2918) recommending that S.C.R. No. 17 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2918 and S.C.R. No. 17, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE FUNDING FOR THE NATIONAL INSTITUTES OF HEALTH," was deferred until Wednesday, March 24, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2919) recommending that H.B. No. 1828, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1828, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 25, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2920) recommending that H.B. No. 2024, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2024, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF OWNERSHIP OF FIREARMS AND AMMUNITION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 25, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2921) recommending that H.B. No. 2298, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2298, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISQUALIFICATION OF JUDGES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 25, 2004.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2922) recommending that H.B. No. 2299, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2299, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE COURT COSTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 25, 2004.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2923) recommending that H.B. No. 2863, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2863, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 25, 2004.

#### ORDER OF THE DAY

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM MONDAY, MARCH 15, 2004

Stand. Com. Rep. No. 2875 (S.C.R. No. 28):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 28, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING MISS HAWAII, OF THE MISS AMERICA SCHOLARSHIP PROGRAM, THE OFFICIAL HONORARY HOSTESS OF THE STATE OF HAWAII DURING HER TERM AS MISS HAWAII," was adopted.

Stand. Com. Rep. No. 2876 (S.R. No. 16):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 16, entitled: "SENATE RESOLUTION DESIGNATING MISS HAWAII, OF THE MISS AMERICA SCHOLARSHIP PROGRAM, THE OFFICIAL HONORARY HOSTESS OF THE STATE OF HAWAII DURING HER TERM AS MISS HAWAII," was adopted.

#### REFERRAL OF HOUSE CONCURRENT RESOLUTION

#### MATTER DEFERRED FROM MONDAY, MARCH 15, 2004

The President made the following committee assignment of a House concurrent resolution that was received on Monday, March 15, 2004:

House  
Concurrent  
Resolution                      Referred to:

No. 41                      Committee on Water, Land, and  
Agriculture

#### REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, March 12, 2004, and Monday, March 15, 2004:

Senate  
Concurrent  
Resolution                      Referred to:

No. 49                      Committee on Health

No. 50                      Jointly to the Committee on Education  
and the Committee on Judiciary and Hawaiian Affairs

No. 51                      Jointly to the Committee on  
Transportation, Military Affairs, and Government Operations  
and the Committee on Health

No. 52                      Committee on Transportation, Military  
Affairs, and Government Operations

No. 53                      Committee on Transportation, Military  
Affairs, and Government Operations, then to the Committee on  
Judiciary and Hawaiian Affairs

No. 54                      Jointly to the Committee on Human  
Services and the Committee on Health

No. 55                      Jointly to the Committee on Education  
and the Committee on Health, then to the Committee on Ways  
and Means

No. 56                      Jointly to the Committee on Commerce,  
Consumer Protection and Housing, the Committee on Health  
and the Committee on Transportation, Military Affairs, and  
Government Operations

No. 57                      Committee on Judiciary and Hawaiian  
Affairs

#### REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, March 12, 2004, and Monday, March 15, 2004:

Senate  
Resolution                      Referred to:

No. 23                      Committee on Transportation, Military  
Affairs, and Government Operations

No. 24                      Jointly to the Committee on Commerce,  
Consumer Protection and Housing, the Committee on Health  
and the Committee on Transportation, Military Affairs, and  
Government Operations

No. 25                      Committee on Judiciary and Hawaiian  
Affairs

#### RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill                      Referred to:

No. 2662, H.D. 1                      Jointly to the Committee on  
Transportation, Military Affairs, and Government Operations  
and the Committee on Economic Development, then to the  
Committee on Ways and Means

No. 2873, H.D. 2                      Jointly to the Committee on Health, the  
Committee on Commerce, Consumer Protection and Housing  
and the Committee on Labor, then to the Committee on Ways  
and Means

Senator Baker, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 2814.

Senator Baker noted:

“Mr. President, this bill requires the Department of Health to track Kalaupapa Settlement patient and non-patient costs separately whenever possible, and to submit an annual report to the Legislature to report initiatives and improvements. Your Committee previously held a public hearing on the Senate companion, S.B. No. 3114.”

The Chair then granted the waiver.

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

“Mr. President, I rise on a point of personal privilege.

“I would like to say for the record that I think there have been times in the last several years that this Senate has done itself great justice and credit by dropping the partisanship that normally involves itself in debate and doing things based on our conscience and our good judgement.

“Certainly one of the best debates I’ve every heard in my lifetime in the Senate was several years ago when we all spoke from our hearts on the physician assisted suicide debate. It had no partisanship in it. It was good people standing up and speaking their conscience. Even though we availed politics in last week’s debate regarding Ted Hong, I think this Senate did itself justice by openly and honestly debating the issue without the partisanship and the problems that go along with it.

“Last year, under Majority Party Leadership, this Senate joined with your Minority in amending Act 221. It was clear to the Leadership of this Senate that Act 221 had, in the interpretation of certain clauses of it, the opportunity for massive abuse. Unfortunately, when the bill went to Conference from the Senate, the House Majority Party chose to oppose the changes. At that time, I pointed out that there may have been ulterior motives, such as the e-mail I held up for everybody to look at and go on record with, that one of the beneficiaries was asking everybody at one of the house-packed fundraisers that they needed a hundred dollars so that they should go to show their support for saying no changes to Act 221. It’s right here in the e-mail.

“Subsequently in the news, we have found out that organizations, some of which with close ties to the House

Majority and other Majority interests, such as Royal State Insurance Company headed by, among other people, former union director Gary Rodrigues who's now been convicted of fraud in his own union, was beneficiary to these tax credits. The long and short of it is, we're now finding out that what this Senate said and stood for last year was exactly correct. But what is really sad, really sad, is that last year the tax director said that the open door on these tax credits could cause up to \$50 million worth of ill-conceived tax credits being given out. And that's proven to be true, and we had to take that money off our books and we had to cut funding to human service programs. We had to cut funding to many numerous programs, which we debated in Special Session, because the House of Representatives' Majority Party failed to act on amendments to Act 221.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

"My message is today, let's not let this partisanship and special interest thwart this from happening again. Hopefully, this Senate can lead the way in having Act 221 amended so we can stop the hemorrhaging of taxpayer's money to ill-conceived plans to exploit Act 221.

"Thank you, Mr. President."

Senator Sakamoto rose on a point of personal privilege and said:

"Mr. President, point of personal privilege.

"I respect the concerns raised by our colleague from Lanikai. But it's unfortunate that our House colleagues cannot defend themselves, cannot address some of the concerns raised. So I would ask that he address some of those questions posed to them, or perhaps suggest amendments that would perhaps correct the issue. I think the opportunity for the House to address the issues in their Body and we in our Body would be more appropriate than trying to address House issues in this Body, Mr. President.

"Thank you."

Senator Chun Oakland, Chair of the Committee on Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 2458.

Senator Chun Oakland noted:

"Mr. President, this bill relates to child welfare services and recognizes the local custom of caregiving outside the family home as an alternative to foster custody."

The Chair then granted the waiver.

#### ADJOURNMENT

At 12:30 o'clock p.m., on motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 24, 2004.