

NINETEENTH DAY

Wednesday, February 15, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Wendy Tajima, Waipahu United Church of Christ, after which the Roll was called showing all Senators present with the exception of Senators Inouye and Kim who were excused.

The President announced that he had read and approved the Journal of the Eighteenth Day.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 245, dated February 8, 2006, transmitting the 2006 Photovoltaic Electricity in Hawaii Report, prepared by the Department of Business, Economic Development, and Tourism, Strategic Industries Division, pursuant to H.R. No. 159 (2005), was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2052) recommending that S.B. No. 2297 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2297, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Inouye and Espero, for the Committee on Transportation and Government Operations and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2053) recommending that S.B. No. 2213, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2054) recommending that S.B. No. 2509 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2509, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2055) recommending that S.B. No. 2502, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2502, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2056) recommending that S.B. No. 2564 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2564, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2057) recommending that S.B. No. 2804 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2804, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL RECIPROCITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2058) recommending that S.B. No. 2132, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2132, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2059) recommending that S.B. No. 2630, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2630, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2060) recommending that S.B. No. 2725, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2725, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2061) recommending that S.B. No. 3258 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and S.B. No. 3258, entitled: "A BILL FOR AN ACT MAKES AN APPROPRIATION FOR A GRANT TO GLOBAL MEDILINK TECHNOLOGY INC. FOR THE ORAL HEALTH INSTITUTE OF THE PACIFIC PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2062) recommending that S.B. No. 2202 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2202, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2063) recommending that S.B. No. 2460 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and S.B. No. 2460, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LIFEGUARD SERVICES AT THE MAKENA STATE PARK ON MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2064) recommending that S.B. No. 2542 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2542, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2065) recommending that S.B. No. 2549, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2549, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE

BONDS TO ASSIST ROSETTE STEEL HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2066) recommending that S.B. No. 2864 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2864, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REGULATORY BOARDS AND COMMISSIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2067) recommending that S.B. No. 3110 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and S.B. No. 3110, entitled: "A BILL FOR AN ACT RELATING TO PARK ACQUISITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Espero, for the Committee on Tourism and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2068) recommending that S.B. No. 2965, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2965, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT OF 2005," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2069) recommending that S.B. No. 2966, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and S.B. No. 2966, 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 Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2070) recommending that S.B. No. 2974 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2974, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2071) recommending that S.B. No. 2975, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2975, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 2072) recommending that S.B. No. 3114, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3114, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY WORK DAY PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim, Fukunaga and Sakamoto, for the Committee on Tourism, the Committee on Media, Arts, Science and Technology and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2073) recommending that S.B. No. 3062 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 3062, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PACIFIC AVIATION MUSEUM PEARL HARBOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2074), recommending that S.B. No. 204, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 204, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2075) recommending that S.B. No. 640, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2076) recommending that S.B. No. 2026 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2026, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hanabusa, for the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2077) recommending that S.B. No. 2173, as amended

in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2173, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2078) recommending that S.B. No. 2648, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2648, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2079) recommending that S.B. No. 2732, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2732, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2080) recommending that S.B. No. 2880, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2880, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2081) recommending that S.B. No. 2886, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2886, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2082) recommending that S.B. No. 3061 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3061, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," 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. 2083) recommending that S.B. No. 650, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY," 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. 2084) recommending that S.B. No. 992, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 992, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGES," 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. 2085) recommending that S.B. No. 2240, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2240, S.D. 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 Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2086) recommending that S.B. No. 2561 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2561, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES," 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. 2087) recommending that S.B. No. 2593 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2593, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES," 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. 2088) recommending that S.B. No. 2598 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2598, 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. 2089) recommending that S.B. No. 2730 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2730, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN," 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. 2090) recommending that S.B. No. 2926 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2926, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," 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. 2091) recommending that S.B. No. 2932, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2932, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," 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. 2092) recommending that S.B. No. 2943, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2943, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO HIRE MONITORS FOR OUT-OF-STATE CORRECTIONAL FACILITIES THAT HOUSE HAWAII INMATES," 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. 2093) recommending that S.B. No. 2947, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," 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. 2094) recommending that S.B. No. 3217, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3217, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SHERIFF DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY," 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. 2095) recommending that S.B. No. 3234, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3234, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," 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. 2096) recommending that S.B. No. 3267, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3267, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Espero, for the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2097) recommending that S.B. No. 2036 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2036, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Espero, for the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2098) recommending that S.B. No. 2269 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2269, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Kim, for the Committee on Media, Arts, Science and Technology and the Committee on Tourism, presented a joint report (Stand. Com. Rep. No. 2099) recommending that S.B. No. 2968, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2968, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2100) recommending that S.B. No. 3111 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3111, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Fukunaga, for the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2101) recommending that S.B. No. 2995 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2995, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Fukunaga, for the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2102) recommending that S.B. No. 2996 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2996, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Fukunaga, for the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2103) recommending that S.B. No. 2997 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2997, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Hanabusa, for the Committee on Health and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2104) recommending that S.B. No. 2261 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2261, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS FOR CRIMINAL INVESTIGATIONS," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 17, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2105) recommending that S.B. No. 2723, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2723, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC EXAMINERS," 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. 2106) recommending that S.B. No. 2797 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2797, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES," 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. 2107) recommending that S.B. No. 2945 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2945, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WOMEN'S CORRECTIONAL CENTER AND FACILITY," 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. 2108) recommending that S.B. No. 3010, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3010, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY PLACEMENT PROGRAMS FOR FEMALE OFFENDERS TRANSITIONING FROM PRISON TO THE COMMUNITY," 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. 2109) recommending that S.B. No. 3119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hanabusa and English, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2110) recommending that S.B. No. 3175, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 3175, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Hanabusa, for the Committee on Energy, Environment, and International Affairs and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2111) recommending that S.B. No. 3159, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 3159, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHOLAWE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2112) recommending that S.B. No. 2119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A VEHICLE CONVERSION TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

S.B. No. 2055:

On motion by Senator Espero, seconded by Senator Ige and carried, S.B. No. 2055, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Inouye, Kim).

S.B. No. 2049, S.D. 1:

On motion by Senator Espero, seconded by Senator Ige and carried, S.B. No. 2049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Inouye, Kim).

Stand. Com. Rep. No. 2051 (S.B. No. 2338):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2051 was adopted and S.B. No. 2338, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Inouye, Kim).

The Chair then granted the waiver.

HOUSE COMMUNICATIONS

MATTERS DEFERRED FROM TUESDAY, FEBRUARY 14, 2006

H.B. No. 1878 (Hse. Com. No. 20):

By unanimous consent, action on H.B. No. 1878, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," was deferred until Thursday, February 16, 2006.

H.B. No. 2313 (Hse. Com. No. 21):

By unanimous consent, action on H.B. No. 2313, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," was deferred until Thursday, February 16, 2006.

H.B. No. 2315 (Hse. Com. No. 22):

By unanimous consent, action on H.B. No. 2315, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," was deferred until Thursday, February 16, 2006.

H.B. No. 2331 (Hse. Com. No. 23):

By unanimous consent, action on H.B. No. 2331, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," was deferred until Thursday, February 16, 2006.

Senator Sakamoto, Chair of the Committee on Education and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 2214.

Senator Sakamoto noted:

"Mr. President, we previously heard the bill and deferred it and didn't set a time certain for decision making. It's joint with Transportation and Government Operations. They proposed to use this measure for some parts of other bills and we posted it for decision making."

The Chair then granted the waiver.

Senator Baker, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 2734.

Senator Baker noted:

"Mr. President, this is a measure that came to our attention late and apparently it will resolve some concerns that many homeless shelters and providers need in order to allow them to continue to feed the homeless."

The Chair then granted the waiver.

Senator Kanno, Chair of the Committee on Labor, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 2190.

Senator Kanno noted:

"Mr. President, we received a number of late requests for a hearing prior to the lateral deadline."

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 2572 and 2773.

Senator Menor noted:

"Mr. President, S.B. No. 2572 was inadvertently not included in the decision making agenda for tomorrow morning.

"With respect to S.B. No. 2773, S.D. 1, your Committee Chair had intended on filing a hearing notice with respect to this measure this past Monday. We had planned on including this particular measure together with another similar bill that had been referred to another Committee. However, my office did not hear from the other Committee regarding that other similar bill until yesterday, informing us that their preference was for us not to hear the other bill that had been referred jointly to my Committee and to the other Chair's Committee. So, therefore we put together a hearing notice with respect to this one particular bill and had the hearing notice filed yesterday."

The Chair then granted the waiver.

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 16, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate